KA / BG-GPO / 2515 / WPP-47 / 2009-2011

ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಸಂಪುಟ ೧೪೬ ‖ ಬೆಂಗಳೂರು, ಗುರುವಾರ, ಜನವರಿ ೨೦, ೨೦೧೧, (ಪುಷ್ಯ ೩೦, ಶಕ ವರ್ಷ ೧೯೩೨) ‖ ಸಂಚಿಕೆ ೩

ಭಾಗ – ೧

ರಾಜ್ಯ ಸರ್ಕಾರದ ಮುಖ್ಯ ಆದೇಶಗಳು ಹಾಗೂ ಸುತ್ತೋಲೆ ಮುಂತಾದ ಎಲ್ಲಾ ಇಲಾಖೆಗಳಿಗೂ ಸಂಬಂಧಿಸಿದ ಆದೇಶಗಳು

INFORMATION TECHNOLOGY, BIO TECHNOLOGY AND SCIENCE AND TECHNOLOGY SECRETARIAT

Sub :- Operational Guidelines for implementation of the Semiconductor Policy of Karnataka State-2010.

Read :- 1. G.O. No. ITD 10 PRM 2008, Dated 25-02-2010.

2. ಅಪರ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಕೆಬಿಟ್ಸ್ ಇವರ ಪತ್ರ ಸಂಖ್ಯೆ : ಕೆಬಿಟ್ಸ್/ಕೈಉಅ/ಸೆಕಪಾ/2010–11 ದಿನಾಂಕ 23–09–2010.

Preamble:

In the Government Order read at (1) above, Government have announced the Semiconductor Policy of Karnataka State-2010, that sets out a series of measures and initiatives that should be taken by the Government to attract significant investments to Karnataka in the Semiconductor space.

In the letter read at (2) above the Additional Managing Director, KBITS has forwarded the Operational Guidelines for implementation of the Semiconductor Policy of Karnataka State-2010, comprising of various formats/applications for availing the benefits, concessions & fiscal incentives by the Semiconductor units/companies and constitution of Committees etc.

It is considered necessary to issue the Operational Guidelines for implementation of the Semiconductor Policy of Karnataka State-2010. Hence this Order.

Government Order No. ITD 10 PRM (P) 2008, Bangalore, dated : 12-11-2010

In the circumstances explained in the preamble, Government are pleased to issue the Operational Guidelines as annexed to this Government Order for implementation of the Semiconductor Policy of Karnataka State-2010.

By Order and in the name of the Governor of Karnataka

M.V. Krishnamurthy,
Under Secretary to Government,
Information Technology,
Bio Technology and Science & Technology Department.

1.0 INTRODUCTION

The Government of Karnataka has announced the Karnataka Semiconductor Policy 2010, vide Government Order No. ITD 10 PRM 2008 dated 25.02.2010.

The salient features of the Karnataka Semiconductor Policy-2010 are as follows:

a. As a policy support to encourage Innovation and R & D in Chip Design, Product Development, Telecom etc., Government will set up a fund known as 'KARNATAKA FUND FOR SEMI CONDUCTOR EXCELLENCE' of Rs.10 crores.

This Fund will be available to the Private Companies covering upto 50% of their R & D expenses, subject to a limit of Rs.10 lakhs per Unit. This financial assistance would be subject to repayment of 10% of the profit (after tax) annually for a period of 10 years. Preference would be given to fresh engineering graduates by identifying talent through projects submitted in the college and start-up companies.

A Committee comprising of representatives of VTU, ISA, Industry, Scientists and Financial Institutions would be set upto monitor the activities and functioning of the Fund.

b. Government of Karnataka would provide additional amount of Rs.25 crores, towards 26% contribution to the KITVEN IT Fund for raising funds from the market to assist start up semiconductor units engaged in design and embedded software.

c. To encourage setting up of ATMPs in the State, Government of Karnataka would provide incentives set up in the State by lowering the threshold investment for ATMPs. / eco-system units with investment above Rs.400 crores and upto Rs.1000 Crores. Incentives would be provided on a case-to-case basis approach based on specific employment potential.

d. Government of Karnataka will provide assistance of 50% of the total cost towards purchase of proposed equipment, for augmenting the Orchid Tech Space in STPI to a Characterisation Lab. The remaining funds would come from the industry or mobilized through PPP business model. This Lab will be a one-stop solution for hi tech facilities and will spur the growth of R & D in future technology without financial burden to budding entrepreneurs.

e. Government of Karnataka would provide financial assistance to firms for filling IP in accordance with the incentives provided in the Industrial Policy 2009-2014.

f. To encourage setting up of semi conductor units in Tier-2 cities other than Mysore, Mangalore, Hubli an incentive of Investment Promotion Subsidy would be provided in accordance with the Karnataka Industrial Policy 2009-14.

g. Government to set-up a focused school under IIIT at a cost of Rs. 10 crores and strengthen the Research Labs in the institute at a cost of Rs. 5 crores, with a contribution of 25% from the industry.

h. ATMP units will be encouraged with special incentives in the proposed ITIR near BIAL, Bangalore (Special incentives for the ITIR to be announced separately).

i. Karnataka Power Corporation and Karnataka Renewable Energy Development Limited would take steps to develop Solar Farms on Joint Venture / PPP mode in Bijapur, Gulbarga, Raichur and Bellary districts.

j. Government of Karnataka would provide all encouragement and assistance to the Solar PV Manufacturing Units under the Karnataka Renewable Energy Policy.

Definition of Semi conductor industry

“Semiconductor Industry” would mean and include an industry engaged in any or all of the following activities:

a. Chip design
b. Chip manufacturing
c. VLSI design
d. Hardware / Board Design
e. Embedded Software Development
f. Wafer Fabrication
g. Assembly, Testing, Marking & Packing (ATMP)
h. Manufacture of LCDs, OLEDs, Plasma display panels, Storage devices
Solar Cells, Photo Voltaic Cells etc. and any other related / emerging technology.

2.0	**DEFINITIONS OF VARIOUS TERMS USED IN THE POLICY**	
As per the MSMED Act, 2006, Manufacturing Enterprises have been defined based on the investment in plant and machinery and classified into:		
2.01	**MICRO ENTERPRISES**	- Investment upto Rs.25 lakhs
2.02	**SMALL ENTERPRISES**	- Investment above Rs.25 lakhs and up to Rs. 500 lakhs.
2.03	**Medium Enterprises**	- Investment above Rs.500 lakhs and up to Rs.1,000 lakhs.
	As per the MSMED Act, 2006, Service Enterprises have been defined based on investment in equipment and classified into:	
2.04	**MICRO ENTERPRISES**	- Investment upto Rs.10 lakhs
2.05	**SMALL ENTERPRISES**	- Investment above Rs.10 lakhs and upto Rs.200 lakhs.
2.06	**MEDIUM ENTERPRISES**	- Investment above Rs.200 lakhs and upto Rs.500 lakhs.

2.07 **PLANT AND MACHINERY**

S.O. 1722(E) In exercise of the powers conferred by sub-section (1) of 2006) herein referred to as the said Act, the Central Government specifies the following items, the cost of which shall be excluded while calculating the investment in plant and machinery in the case of the enterprises mentioned in Section 7(1)(a) of the said Act, namely:

(i) equipment such as tools, jigs, dyes, moulds and spare parts for maintenance and the cost of consumables stores;

(ii) installation of plant and machinery;

(iii) research and development equipment and pollution control equipment

(iv) power generation set and extra transformer installed by the enterprise as per regulations of the StateElectricity Board;

(v) bank charges and service charges paid to the National Small Industries Corporation or the State Small Industries Corporation;

(vi) procurement or installation of cables, wiring, bus bars, electrical control panels (not mounted on individual machines), oil circuit breakers or miniature circuit breakers which

(vii) gas producer plants;

(viii) transportation charges (excluding sales-tax or value added tax and excise duty) for indigenous machinery from the place of the manufacture to the site of the enterprise;

(ix) charges paid for technical know-how for erection of plant and machinery;

(x) such storage tanks which store raw material and finished produces and are not linked with the manufacturing process; and

(xi) fire fighting equipment.

While calculating the investment in plant and machinery refer to above, the original price thereof, irrespective of whether the plant and machinery are new or second handed, shall be taken into account provided that in the case of imported machinery, the following shall be included in calculating the value, namely;

(i) Import duty (excluding miscellaneous expenses such as transportation from the port o the site of the factory, demurrage paid at the port);

(ii) Shipping charges;

(iii) Customs clearance charges; a

(iv) Sales tax or value added tax.

2.08	**LARGE SCALE INDUSTRY/ ENTERPRISE** An Industrial Enterprise which is not classified as Micro, Small and Medium Enterprise and with investments upto Rs. 250 crores shall be classified as large scale industry/ enterprise.
2.09	**MEGA PROJECT** Projects with an investment on fixed assets exceeding Rs.250 crores.
2.10	**100% EXPORT ORIENTED ENTERPRISE [EXPORT ORIENTED ENTERPRISE]** A 100% Export Oriented Enterprise is one, which undertakes to export its entire production of goods subject to relaxation as permitted by Govt. of India from time to time. Such Enterprise may be set up any where in the State including under EPIP [Export Promotion Industrial Park] Scheme or under the EHTP [Electronic Hardware Technology Park] Software Technology Park Scheme, Special Economic Zone, etc.
2.11	**VALUE OF FIXED ASSETS (VFA)** Value of Fixed Assets shall mean the total investment made on land, building, plant & machinery and such other productive assets viz., tools, jigs, and fixtures, dies, utilities like boilers, compressors, diesel generating sets, cranes, material handling equipments electrical items including electrical wiring, M/c transportation & erection charges and such other equipments directly related to production purposes.
2.13	**NEW INDUSTRIAL ENTERPRISE** Shall mean an enterprise which undertake to invest on fixed assets on or after 25-2-2010 with own/ Bank/ Financial Institution finance
2.14	**INVESTMENT UNDER EXPANSION / MODERNIZATION / DIVERSIFICATION PROGRAMME** Shall mean quantum of investment by an existing enterprise under expansion/diversification/ modernization programmes of not less than 50% of the original investment of the existing enterprise.
2.15	**DATE OF COMMENCEMENT OF COMMERCIAL PRODUCTION** The date on which the first sale invoice is issued by the enterprise, after trial production.
2.16	**INVESTMENT / CAPITAL INVESTMENT** For the purpose of package of incentives and concessions, investment / capital investment shall mean investment made in fixed assets of the Enterprise.
2.17	**STATE LEVEL CO ORDINATION COMMITTEE (SLCC)** Shall mean the committee constituted for administration of package of incentives and concessions and interpretation of Government Orders.
2.18	**SC/ST, WOMEN, PHYSICALLY CHALLENGED, EX-SERVICEMEN ENTREPRENEUR / ENTERPRISE** Shall mean the proprietor of the proprietary concern or all partners of the partnership firm or all the Directors in private/ public limited company.
2.19	**LOGISTIC FACILITIES SUPPORTING TO INDUSTRIES ONLY MEANS** Shall mean an investment under Medium, Large Enterprises only and quantum of investment for claiming various incentives will be decided by a State Level Committee headed by the Director of IT & BT on case to case basis. Committee will be constituted Separately.
2.20	**DATE OF COMMENCEMENT OF THE IMPLEMENTATION OF THE PROJECT** Shall mean the date on which the first purchase invoice is raised for the plant and machinery or other productive equipment.
2.21	**VAT (FOR THE PURPOSE OF INCENTIVES AND CONCESSIONS OF SEMICONDUCTOR POLICY 2010)** Shall mean output tax payable (Not the net tax payable).
2.22	**ESI & EPF (FOR THE PURPOSE OF INCENTIVES AND CONCESSIONS OF SEMICONDUCTOR POLICY 2010)** Shall mean the contribution payable by the enterprise (it excludes the contribution of employees)
2.23	**APPROVED PRIVATE INDUSTRIAL AREAS/ESTATES** Shall mean the industrial areas/ estates formed with the approval of the DLSWCC/ SLSWCC or SHLCC, Specifying with minimum number of shed/plots and minimum basic amenities on lines with the KIADB/KSSIDC, Indl.areas/estates.

2.24	**HEALTH CARE CENTRE** Shall mean hospital having minimum facilities to provide medical assistance to employees and to attend any casualty taking place in the industrial areas. This shall be supported with certificate from Health Department.
2.26	**SLSWCC** Shall mean State Level Single Window Clearance Committee for consideration of application from entrepreneurs intending to establish industries with the investment of upto rupees (50) fifty crores each to be set up in the State. This was constituted under the Karnataka Industries (Facilitation) Act,
2.27	**SHLCC** Shall mean State High Level Clearance Committee for consideration of application from entrepreneurs intending to establish industries with the investment of above rupees (50) fifty crores each to be set up in the State. This was constituted under the Karnataka Industries (Facilitation) Act, 2002 and notified under Notification No.CI 162 SPI 2001, Bangalore Dated 21st August 2004 and corrigendum Dated 23rd December, 2005. (Annexure-57)
2.28	**MULTINATIONAL COMPANY** A Multi National Company is an Enterprise, which manages production or delivers services in more than one Country.

3.0 GUIDELINES FOR SANCTION OF CAPITAL INVESTMENT SUBSIDY TO PIPELINE STATUS OF INDUSTRIES UNDER SEMICONDUCTOR POLICY- 2010

REF: 1. OFFICE CIRCULAR NO. ....

2. Govt. Order No.-ITD 10 PRM 2008 Dated 25-2-2010

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3.1. PIPELINE STATUS OF UNITS FINANCED BY FINANCIAL INSTITUTION UNDER SEMICONDUCTOR POLICY-2010

All the eligible units where loan is sanctioned by Bank/Financial Institutions on or after 25-8-2009 will be considered under Semiconductor Policy-2010 for sanction of capital investment subsidy subject to the units fulfilling of all the following conditions:

i. The unit should have obtained valid Registration on or after 25-8-2009 from the Department of IT&BT...

ii. First release of loan amount should have been released on or after 25-8-2009 and final installment of the loan should have been released on or before 25-2-2010

iii. Orders should have been placed for purchase of all the plant and machinery on or after 25-8-2009 copies of quotations and invoices / purchase orders, receipts of advance payments made towards supply of plant and machinery etc. submitted to Bank/financial institution for availing loan shall be submitted to the DIT.

iv. 50% of the building should have been constructed on or after 25-8-2009 and such enterprises shall have commenced commercial production on or before 25-2-201 Approved building plan and building construction license from the concerned authority should have been taken and

v. Power connection should have been serviced on or after 25-8-2009 if it is a power-based unit.

3.2. SELF FINANCED PIPELINE STATUS OF UNITS UNDER SEMICONDUCTOR POLICY-2010

In case of self-financed enterprises the following conditions shall be satisfied as on 25-2-2010 to become eligible under Semiconductor Policy-2010 for availing incentives and concessions.

i) The unit should have been obtained valid Regn with DIT/IEM acknowledgement on or after 25-8 2009

ii) Land should have been acquired / land should have been converted in case of agricultural land or should have entered into lease agreement in respect of leased land/building on or after 25-8-2009.

iii) 50% of the building should have been constructed in respect of own / lease land on or before 25 8-2009. Approved building plan and building licence from the concerned authority should have been obtained.

iv) Orders should have been placed for purchase of all the plant and machinery on or after 25-8-2009 and the enterprises should have commenced the commercial production on or before 25-2-2010 In accordance with the project report, copies of Quotations, invoices, purchase orders, receipts of advance payments of plant and machinery

should be submitted to the DIT. Power connection should have been serviced on or after 25-8-2009 - if it is a power-based unit

3.2.1. All Eligible units as per Sl No. 3.1 and 3.2 have to submit subsidy application with all relevant documents to the DIT before 1-1-2011 for sanction of capital investment subsidy. After which no applications shall be entertained under Semiconductor Policy-2010.

3.2.2. The Director, DIT have to submit the proposals of all the units in 3.1 & 3.2 in the prescribed format as in Annexure, to the Secretariat IT & BT and obtain prior approval before sanctioning the Capital investment subsidy to eligible units.

3.3. FOR BANK FINANCED/FINANCIAL INSTITUTION CASES UNDER SEMICONDUCTOR POLICY-2010

a) First release of loan should be on or after 25-2-2010

ii. Orders should have been placed for plant and machinery on or after 25-2-2010

iii. Such enterprises shall commence commercial production before 25-2-2011

b) The units fulfilling above conditions shall file an option application for exercising capital investment subsidy under Semiconductor Policy-2010 with the Director IT & BT with necessary documentary evidence viz., PRC/ PMT/IEM Part I/II, loan sanction letter, 1st loan release document and copies of the purchase order placed for plant and machinery. Options once exercised cannot be withdrawn and shall be binding.

NOTE : The Director, IT & BT Dept shall issue certificates in respect of stamp duty, NA conversion, entry tax exemption after the concerned departments issues concurrent notifications under Semiconductor Policy-2010 and also for investments under expansion/ modernization/diversification programme Semiconductor Policy-2010.

4.0 INVESTMENT PROMOTION SUBSIDY UNDER SEMICONDUCTOR POLICY 2010:

Investment promotion subsidy shall be available to Manufacturing Micro, Small and Medium Enterprises including SEZ units and Selected Service Enterprises listed at Annexure that have made new investments on fixed assets on or after 25-2-2010- as new enterprise or an existing industries/ enterprises under expansion or modernization or diversification programme.

This investment promotion subsidy is a performance linked. 25% of the subsidy sanctioned amount will be released every year on refund basis towards the payments made by the enterprise in respect of gross VAT, ESI and PF and power tariff.

In cases of enterprises which do not use power and not covered under VAT, EPF, ESI, the investment promotion subsidy will be released against the loan dues.

The details of investment promotion subsidy available to MSMEs in different zones are as mentioned in the following table.

a)	Micro manufacturing Enterprises	Zone 1: 25% VFA (max. Rs.10 lakhs) Zone 2: 20% VFA (max. Rs.7.5 lakhs) Zone 3: 15% VFA (max. Rs.5.00 lakhs)
b)	Small Scale manufacturing Enterprises.	Zone 1: 20% VFA (max. Rs.20 lakhs) Zone 2: 15% VFA (max. Rs.15 lakhs) Zone - 3 : 10% VFA (max.Rs.10 lakhs) Zone 4 : Nil
c)	Medium manufacturing Enterprises (those who employ minimum 25 workers).	Zone 1 : Rs.30 lakhs Zone 2 : Rs.20 lakhs Zone 3 : Nil Zone 4 : Nil

The investment promotion subsidy is available only to Enterprises that availed term loan from KSFC /KSIIDC / Banks / other Recognized Financial Institutions from RBI.

Investment made on leased land/building with a minimum of 20 years lease period may also be considered for promotional subsidy excluding the cost of the lease land/building.

The quantum of investment promotion subsidy shall be computed on the value of fixed assets (VFA) as approved by the financial institutions/ commercial banks or actual investment in fixed assets at site, which ever is less.

Total quantum of investment promotion subsidy for any industrial enterprise shall not exceed the prescribed upper limit, including for expansion, modernization, diversification, which is inclusive of investment subsidy availed under earlier package of incentives on fixed assets.

Wherever MSMEs avail any kind of subsidy or grant under any other schemes/ policies of Government of Karnataka/ Government of India, only differential amount of subsidy, if any would be sanctioned.

All eligible Enterprises under Semiconductor Policy-2010 shall submit application for sanction of subsidy before the concerned DIT within a period from 6 months from the date of commencement of commercial production. Enterprises that fail to comply this deadline will not be eligible for investment promotion subsidy.

Other terms and conditions not specifically mentioned herein above but indicated in the Government Order No. ITD 10 PRM 2008 Date 25-2-2010 and subsequent amendments, clarifications issued by the State Level Coordination Committee thereon shall apply mutatis-mutandis.

4.1 Procedure for claiming Investment Promotion Subsidy:

Eligible industrial enterprises shall apply with the following documents to the KBITS

a) Duly filled in Application in the prescribed format as in Annexure.

b) Original Statement of Fixed Assets in prescribed format, duly certified by the concerned financial institution as in Annexure.

c) Original Investment certificate issued by the KSFC/KSIIDC/Bank/Other financial institutions in prescribed format as in Annexure.

d) Original Certificate from Chartered Engineer/ Architect in prescribed format in respect of investment made in building as in Annexure.

e) Form of declaration regarding employment of local persons in the prescribed format as in Annexure.

f) A copy of the Project report duly signed by the Promoter. g) Copy of Land documents/ records.

h) Copy of term loan sanction orders from KSFC/ KSIIDC/ Bank/ Other financial institutions.

i) Copy of First sale invoice

j) Copy of IEM acknowledgement Part - II.

k) Copy of registered partnership deed / Memorandum and Articles of Association/ byelaws.

l) Copy of Caste certificates in respect of SC/ST and appropriate certificate/ documents in respect of physically challenged/ Ex-servicemen entrepreneurs.

m) Copy of power sanction/service, letter, VAT Registration Certificate. n) ESI/EPF Registration copy.

o) Copy of approved building plan along with construction license. p) Copy of license obtained from local authority.

4.2 Scrutiny of Investment Promotion Subsidy claim for sanction:

The KBITS shall scruting the claims for Sanction of Investment Promotion Subsidy on receipt of application shall personally verify the genuineness of the claim with reference to the documents furnished by the enterprise and On satisfying with the documents furnished by the enterprise, shall take up physical verification of the enterprise and shall arrange to place the proposal before the SLCC for sanction of investment promotion subsidy to the applicant enterprise.

The scrutiny of Investment Promotion Subsidy application has to be done in the following manner.

(i) Land actually required for putting up the factory building with provision for immediate expansion shall be considered.

(ii) Investment made on the factory building required for housing plant and machinery and storage of raw materials, finished goods, drying yards, soaking pits and such other structures directly related to the production purposes shall only be considered.

(iii) Reasonable area constructed for office use within the factory premises shall be considered.

(iv) Investment made on Guest/ Rest house, Decorative arch entrances, high-rise compound walls, goods carriers, and such other non-essential structures should be excluded.

(v) Value of building has to be accepted as certified by the KSFC/ KSIIDC/ Bank/ other financial institutions and it should be cross checked with reference to the Chartered Engineer's certificate.

(vi) The plant and machineries installed in the enterprise have to be verified with reference to the statement of fixed assets duly certified by the KSFC/ KSIIDC/ Bank/ other financial institutions and value indicated in the investment certificate has to be accepted if the plant and machinery matches with the investment certificate.

(vii) Miscellaneous items like computers, printers, fax machine and office furniture's used only for the concerned enterprise purpose have to be considered.

(viii) The cost of old /second hand machinery and equipment shall be excluded for computing the investment in the plant and machinery. However imported second hand machinery brought into the country for the first time by the enterprise shall be considered, subject to such machineries shall have residual life span of minimum five years.

(ix) Actual transportation cost, electrification of the plant and machinery and erection cost shall be considered.

(x) Any other investments directly made by the enterprise on eligible items, has to be certified by the KSFC/ KSIIDC/ Bank/ other financial institutions and it must be considered by obtaining the bills and receipts. This is subject to the physical verification of such assets and the payments of more than Rs.20,000 should be by cheque/D.D.

(xi) Member Secretary, SLCC is responsible for attestation of documents and verification of local employment details. He has to submit the investigation report as per Annexure-and prepare agenda notes for the SLCC Committee as per the Annexure with the approval of Director IT&BT.

(xii) On obtaining approval from SLCC, the Director, DIT shall issue the Sanction order as per Annexure The enterprise, on receipt of the Sanction order, shall furnish the undertaking as per Annexure.

4.3 STATE LEVEL COORDINATIVE COMMITTEE FOR SANCTION OF INVESTMENT PROMOTION SUBSIDY.

1	Director IT&BT	Chairman
2	CEO, KITVEN	Member
3	Joint Director (ID), I&C Dept	Member
4	Addl Managing Director, KBITS	Member Secretary

4.4 RELEASE OF INVESTMENT PROMOTION SUBSIDY.

(i) Enterprises who have been sanctioned Investment Promotional Subsidy shall submit their claim every year i.e., on or before -31st March; indicating the value of VAT, ESI, EPF and Total Power tariff paid in the prescribed format, along with the certified copies of the amount paid from the concerned agencies. In case the enterprise is working with out power and not covered by VAT, ESI & EPF, shall claim for refund of loan amount (both principal and interest) paid to concerned financial institutions/ banks in the format as in Annexure. For this purpose, year means from 1st April to 31st March.

(ii) Actual VAT, ESI, EPF and Total Power tariff paid and actual loan due paid should only be considered for reimbursement and no penalties/ fines/ monthly minimum charges for closure period shall be considered for computation.

(iii) After verifying the documents the Director, IT & BT shall submit the consolidated claim of all the enterprises in Annexure to Govt for release of funds, on or before 30th May and on receiving the budget allocation from the DIT, the AMD, KBITS will reimburse max of 25% of the sanctioned promotion subsidy to the Enterprise. The release order shall be in the Annexure.

(iv) The Enterprise has to avail the sanctioned Investment Promotion Subsidy within the period of five years from the date of sanction of the subsidy amount. Unutilized portion of sanctioned subsidy amount if any after 5 years from the date of subsidy sanctioned will automatically get lapsed. The last years claim shall be made on or before the date of 5 years from the date of sanction of Investment Promotion Subsidy.

(v) The eligible amount shall be disbursed on payees receipt, duly countersigned by the Director, IT & BT The Investment Promotion Subsidy amount may also be released to the financial institution or bank, if there is any power of attorney to that effect or otherwise directly to the enterprise. Separate registers should be maintained by the KBITS/ DIT to watch the total period and amount of Investment Promotion Subsidy granted and availed by each enterprise.

NOTE: The sanctioned Investment Promotion Subsidy amount will be released subject to the availability of grants from the Government. The enterprise concerned can't claim it as a right as the said amount is being released as Grant-in-aid.

5.0 **EXEMPTION FROM STAMP DUTY**

MSME, Large and Mega Projects:

Stamp duty to be paid in respect of (i) loan agreements, credit deeds, mortgage and hypothecation deeds executed for availing term loans from State Govt. and / or State Financial Corporation, Industrial Investment Development Corporation, National Level Financial Institutions, Commercial Banks, RRBs, Co-operative Banks, KVIB / KVIC, Karnataka State SC/ST Development Corporation, Karnataka State Minority Development Corporation and other institutions which may be notified by the Government from time to time for the initial period of five years only and (ii) for lease deeds, lease-cum-sale and absolute sale deeds executed by industrial Enterprises in respect of industrial plots, sheds, industrial tenements, by KIADB,KSSIDC,KEONICS, KSIIDC, Industrial Co-operatives and approved private industrial estates shall be exempted as below :

Zone 1	:	100%
Zone 2	:	100%
Zone 3	:	75%
Zone 4	:	Nil

5.1 **CONCESSIONAL REGISTRATION CHARGES**

MSME, Large and Mega Projects:

For all loan documents and sale deeds as specified in2 above, the registration charges shall be at a concessional rate of Re.1 per Rs. 1000.

Note : (i). The exemption of stamp duty and concessional registration charges are also applicable to lands purchased under Section 109 of the KLR Act nd also for direct purchase of industrially converted lands for the projects approved by SHLCC / SLSWCC /DLSWCC. This incentive will also be applicable for the land transferred by KIADB to land owners as compensation for the acquired land.

(ii) The exemption of stamp duty and concessional registration charges are also available for registration of final sale deed in respect of lands, sheds, plots, industrial tenements after the expiry of lease period at the rate as specified in the Industrial Policy which was in vogue at the time of execution of lease-cum-sale deed.

6.0 **REFUND OF LAND CONVERSION FINE UNDER SEMICONDUCTOR POLICY-2010**

The payment of conversion fee for converting the land from agriculture use to industrial use including for development of industrial areas by private investors will be waived as detailed below:

Zone-1	:	100%
Zone-2	:	100%
Zone-3	:	75%
Zone-4	:	Nil

Waiver of Conversion fine is available only to Manufacturing MSMEs and Selected Service Enterprises listed at Annexure, Large & Mega Industries (i.e. new and Expansion/ Modernization/ Diversification programme only) and approved private Industrial Areas/ Estates.

The waiver of conversion fine will be reimbursed to the eligible enterprises after implementation of projects i.e. after commencement of the commercial production by the individual enterprises and after completion of the implementation of the private industrial areas/ estates in all manners (i.e., Area/ Estate shall have all the infrastructure facilities)

NOTE : a) The enterprises obtain land conversion letter from Revenue Department and implements the projects within the operational period of the policy shall only be considered.

b) The above reimbursement benefit is available for both own and financed enterprises also.

6.1 PROCEDURE FOR CLAIMING REFUND OF LAND CONVERSION FINE

The eligible Micro, Small, Medium, Large enterprises, Mega projects and also promoters of private industrial areas/ estates shall apply to the DIT/ KBITS along with the following documents for claiming reimbursement of conversion fine;

(xii) On obtaining approval from SLCC The Director DIT, shall issue the Sanction order as per Annexure-. The enterprise, on receipt of the Sanction order, shall.

i Application in plain paper / letterhead.

ii Copy of the IEM acknowledgement part II or industrial license.

iii Copy of approved building plan and building construction license. iv Copy of Land documents/ records.

v Copy of land conversion order issued by Revenue Department and Copy of payment receipt made for land of conversion.

vi Copy of Project Report, duly signed by the promoter.

vii Copy of Single Window Clearance Committee approvals.

viii Copy of ESCOMs power sanction and service letter.

ix Copy of First Sale Invoice in respect of individual enterprises.

x Copy of Layout map showing the land utilization in respect of individual enterprises and approved layout in respect of private industrial areas.

xi Copy of Partnerhip deed/ memorandum and Articles of Association/ Bye-laws.

6.2 SCRUTINY OF THE CLAIMS RECEIVED FOR REFUND OF LAND CONVERSION FINE REIMBURSEMENT.

6.2.1. MICRO, SMALL AND MEDIUM ENTERPRISES

The DIT/ KBITS after verification of the eligibility of the MSME's has to seek the required funds from the Secretariat IT&BT for reimbursement of Conversion fine, on quarterly basis in the prescribed format as in Annexure On receipt of the funds the amount will be released to the concerned enterprise vide sanction order as in Annexure.

6.2.2 LARGE AND MEGA INDUSTRIES

The DIT/ KBITS after verification of the claim has to recommend the proposal to the Secretariat IT&BT for reimbursement of Conversion fine and DIT after verification of the eligibility of the large and Mega Industrial enterprises, shall reimburse the conversion fine for Large and Mega industries in the prescribed format as in Annexure of commercial production.

7.0 EXEMPTION FROM PAYMENT OF ENTRY TAX UNDER SEMICONDUCTOR POLICY-2010

Entry Tax Exemption shall be available to Semiconductor Industries listed in the Annexure (i.e. new and Expansion/ Modernization/ Diversification only including own/financed enterprises)

Zone	During implementation	During operational phase
1, 2&3	100% exemption from payment of ET on 'Plant & Machinery and Capital Goods' for an initial period of 3 years from the date of commencement of project implementation. For this purpose, the term 'Plant & Machinery and Capital Goods' also includes Plant & Machinery, equipment etc. including machineries for captive generation of Electricity.	On raw materials, inputs, component parts & consumables (excluding petroleum products) [wherever applicable] for a period of 5 years from the date of commencement of commercial production.
4	NIL	NIL

7.1 PROCEDURE FOR AVAILING ENTRY TAX EXEMPTION:

The eligible Micro, Small, Medium Enterprises, Large and Mega enterprises shall apply to the Director DIT/ KBITS along with the required documents.

7.1.1 The documents to be furnished by the enterprises for availing entry tax exemption during project implementation are given below.

a. Application in plain paper/ letter head

b. Copy of the IEM Acknowledgement Part I / II or industrial licence

c. Copy of 1st purchase order placed for machinery.

d. Copy of the Project Report, duly signed by promoter.

e. Copy of Single Window Clearance Committee approval letter if any.
f. Land documents/ records.
g. Term loan sanction order, if any.
h. VAT registration copy.
i. Copy of partnership deed/ Memorandum and Articles of Association/ Bye-laws.
j. List of plant and machineries and other equipments with their value required for implementation of the project

7.1.2 The to be furnished by the enterprises for availing entry tax and special entry tax exemption during operational phase are given below.

a. Application in plain paper/ letter head.
b. Copy of the IEM acknowledgement Part I / II or industrial license.
c. Copy of First sale invoice
d. Copy of the Project Report, duly signed by promoter.
e. Copy of Single Window Clearance Committee approval letter if any.
f. Land documents/ records.
g. Term loan sanction order and investment certificate by Banks, if any.
h. CA certificate in case of self financed enterprise as per Annexure.
i. Form of declaration regarding employment of local persons in Annexure.
j. VAT Registration Certificate.
k. Copy of partnership deed/ Memorandum and Articles of Association/ Bye-laws.
l. Statement of details of annual requirement of raw materials/ inputs/ components and consumables for which entry tax exemption to be claimed.

The Director IT & BT/ KBITS after verification of the claim of the enterprise has to issue the entry tax exemption certificate to the enterprise in the prescribed proforma as in Annexure.

8.0 INCENTIVES FOR EXPORT ORIENTED ENTERPRISES UNDER SEMICONDUCTOR POLICY 2010.

Exemption from payment of Entry Tax

100% exemption from payment of Entry Tax on Plant and Machinery and Capital Goods for an initial period of 3 years from the date of commencement of project implementation is available to all 100% EOUs Manufacturing Micro, Small and Medium Enterprises and Large and Mega industries both for establishment of new enterprises or for Expansion, Diversification, and Modernization of existing industries, irrespective of zone (i.e. for both own/ financed enterprises)

For other manufacturing MSMEs, Large and Mega (both own/ financed) new or Expansion/ Modernization/ Diversification EOUs, (minimum export obligation of 25% of their total turn over) 100% exemption is available from payment of Entry Tax on raw materials, inputs, components, parts and consumables (excluding petroleum products) for an initial period of 3 years from the date of commencement of commercial production in Zone -1, 2 and 3 and 50% in Zone-4.

8.1 Procedure for availing incentives for EOUs :

The eligible Micro, Small, Medium Enterprises, Large and Mega enterprises shall apply to the Director, IT & BT/ KBITS along with the required documents.

The documents to be furnished by the 100% EOU enterprises for Entry tax exemption Certificate during project implementation are given below.

a. Application in letter head/ plain paper.
b. Copy of the IEM acknowledgement Part I / II or industrial license.
c. Copy of 1st purchase order placed for machinery.
d. Copy of 100% EOU Certificate from Government of India.
e. Copy of the Project Report, duly signed by promoter.
f. List of plant and machineries and other equipments with their value, required for implementation of the project.
g. Copy of the partnership deed/ Memorandum and Articles of Association / Bye -Laws.
h. Copy of Single Window Clearance Committee approval letter if any.

i. Land documents/ records.

j. Term loan sanction order, if any.

k. VAT registration copy

Note: The date of commencement of project means the 1st purchase order placed for purchase of machinery and equipment by the enterprise.

The documents to be furnished by the EOU enterprises for Entry tax exemption Certificate during project implementation are given below.

a. Application in letter head/ plain paper.

b. Copy of the IEM acknowledgement Part I / II or industrial license.

c. Copy of first sale invoice.

d. Copy of the Project Report, duly signed by promoter.

e. Copy of Single Window Clearance Committee approval letter if any.

f. Land documents/ records.

g. Term loan sanction order and Export Performance Certificate by the financial institutions / RBI.

h. Export Performance Certificate from CA.

i. Form of declaration regarding employment to local per.

j. VAT registration copy.

k. Copy of the partnership deed/ Memorandum and Articles of Association / Bye Laws

l. Statement of details of annual requirement of all inputs for which entry tax exemption to be claimed.

The Director, IT & BT/ KBITS after verification of the claim of the enterprise has to issue entry tax exemption certificates to 100% EOUs and other EOU enterprises in the prescribed proforma, as in Annexure.

9.0 REFUND OF CERTIFICATION CHARGES

Refund of expenses incurred for compulsory marking certificates viz Conformity Europeenne (CE), & China Compulsory Certificate (CCC) is available to the extent of 50% of expenses subject to a maximum of Rs. 2 lakhs per enterprise both for 100% and other EOUs in all zones (i.e., for both own / financed new enterprises only including expansion/ modernisation/ diversification projects)

The benefit for any other certificate will be approved separately by the SLCC.

The eligible Micro, Small, Medium Enterprises, Large and Mega enterprises shall apply to the Director, IT & BT along with the required documents.

The documents to be furnished by the enterprise for claiming Refund of Certification Charges are given below:

a. Application in letter head/ Plain paper

b. Copy of the IEM acknowledgement Part II or industrial license

c. Copy of First Export sale invoice

d. Copy of the Project Report, duly signed by promoter.

e. Copy of Single Window Clearance Committee approval letter if any.

f. Copy of certificate of origin.

g. Copy of 100% EOU/ EOU Performance certificate.

h. Copy of compulsory marking certificate.

i. Copy of bills and receipts for the expenses incurred for getting the certificate.

j. Orders monitoring the requirement of the compulsory marking.

9.1 PROCEDURE FOR REFUND OF CERTIFICATION CHARGES.

A. Micro, Small and Medium Enterprises

The Director, IT & BT after verification of the eligibility of the MSME's for refund of certification charges, has to seek the funds from Govt. on quarterly basis in the prescribed format as in Annexure.

On receipt of the funds the Director, IT & BT shall Issue appropriate office order for reimbursement of certification charges in the prescribed format as in Annexure.

B. Large and Mega Industries

The Director, IT & BT/ KBITS after verification of the eligibility of the Large and Mega Industries for refund of certification charges, has to recommend the proposal to Govt for refund.

The Director, IT & BT/ KBITS has to verify the eligibility of the enterprise for refund with budget allocation and Issue appropriate office order for reimbursement In the prescribed format as in Annexure.

Note: This is onetime refund provision for MSME, large and Mega industries and it will be for only one certification per enterprise.

10. INVESTMENT SUBSIDY FOR SETTING UP OF ETPS UNDER SEMICONDUCTOR POLICY 2010

One time capital subsidy up to 50% of the cost of Effluent Treatment Plants (ETPs) is available to Manufacturing Micro, Small and Medium Enterprises and Service Enterprises as in Annexure Manufacturing SEZ Enterprises, Large and Mega industries both for establishment of new enterprises or for expansion, diversification, and modernization of existing industries, subject to a ceiling of Rs. 100 lakhs per manufacturing enterprises in zone-1, 2 and 3 and a ceiling of Rs. 50 lakhs in zone-4 (i.e., for both own /financed enterprises).

10.1 GUIDELINES FOR SANCTION OF INVESTMENT SUBSIDY TO EFFLUENT TREATMENT PLANTS

(a) For Micro, Small and Medium Enterprises, which have taken Capital Investment Subsidy under the Semiconductor Policy 2010 or any other Policy on fixed assets including ETP, the subsidy on ETP investment should be deducted from the Capital subsidy of 50% of the cost of ETP. However, this condition does not applicable to industries in zone 4.

One time Capital Subsidy is available only to ETP and not for Sewage Treatment Plant (STP). For the purpose of calculation of investment on ETPs, ETP means both air pollution control equipments and water pollution control equipments and its fixed assets. The value of fixed assets investment of main unit shall be equal or more than the value of fixed capital investment of ETP.

(b) PROCEDURE FOR CLAIMING SUBSIDY FOR ETPs

Eligible Micro, small, medium enterprises and large and mega industries shall file an application in duplicate in the prescribed format along with the following enclosures to the Director, IT & BT / KBITS.

Documents to be furnished as below :

a. Application in the prescribed format
b. Detailed Project report and Plan of ETP approved by KSPCB.
c. Copy of the term loan sanctioned letter from financial institution d. IEM / PMT / IL
e. Partnership Deed / Memorandum and Articles of Association.
f. Investment made on ETP certified by financial institution with all details for financial institution cases and CA. certificate for all self financed cases.
g. CFE & CFO issued by KSPCB
h. Environment Clearance Certificate (ECC) issued by DFEE / MOEF, wherever applicable.
i. Form of declaration regarding employment of local persons in prescribed format.
j. Environment Management Plan (EMP).
k. Invoices, bills, voucher and receipts of the ETP.
l. Compliance certificate to the consent condition from KSPCB and certification for investment on ETP.
m. Chartered Engineers / Architects certificate.
n. Stateent of fixed assets.

(c) COMMITTEE FOR SANCTION OF SUBSIDY FOR ETPs:

1	Director, IT & BT	Chairman
2	Member Secretary, KSPCB	Member
3	Director, Technical Cell, Department of Ecology and Environment Department	Member
4	Joint Director(ID)I&C Dept	Member
5	Addl Managing Director, KBITS	Member Secretary

(d) SCRUTINY OF ETP SUBSIDY CLAIM:

The application for capital subsidy of ETP filed by the eligible industrial enterprises in the DIT/ KBITS, the Committee comprising of representative from KSPCB, Director, IT & BT shall take up physical verification of the company / ETP on receipt of application and shall arrange to place the case before the committee with detailed report for sanction of subsidy to ETPs.

After obtaining the approval from the Committee, the Director, IT & BT shall issue sanction order as in Annexure subject to the company files the application with all relevant documents.

(e) RELEASE OF INVESTMENT SUBSIDY TO ETPS:

After the enterprise obtaining the sanction order shall execute an agreement as in Annexure- The KBITS, on obtaining funds from the Government, shall release the money to the enterprise's Bank Account.

11 ANCHOR UNIT SUBSIDY UNDER SEMICONDUCTOR POLICY-2010

Anchor Investment Subsidy of Rs.100.00 lakhs shall be available for the first two new manufacturing enterprises with minimum employment of 100 members and minimum investment of Rs.50.00 crores in each of the taluks coming up in Zone-1, 2 and 3. This subsidy will be applicable only in taluks where no manufacturing industrial enterprises with investment of Rs.50.00 crores and above exist at present.

11.1 PROCEDURE TO CLAIM ANCHOR UNIT SUBSIDY

a. The eligible unit for sanction of Anchor Unit Subsidy shall file an application along with the required documents in duplicate in the same form followed for sanction of investment subsidy to the concerned Director, IT & BT/ KBITS who shall verify the claims and after physical verification recommend the eligible proposal to the Director, IT & BT for sanction of Anchor Unit Subsidy. The ED, KBITS while recommending the proposal shall certify that the unit has invested more than Rs.50 Crores with minimum employment of 100 members and there are no such units in the taluk at present.

b. The Director, IT & BT on receipt of the proposal from the AMD, KBITS shall scrutinize and after random checkup, will place the subject before the Committee (constituted for sanction of investment subsidy for ETPs) for sanction of subsidy. After obtaining the approval from the Committee, the Director, IT & BT shall issue the sanction order to the unit as in Annexure.

11.2 RELEASE OF SANCTIONED SUBSIDY AMOUNT:

After the unit obtaining sanction orders, shall execute an agreement as in Annexure-The Director, IT & BT on obtaining funds from the Government, shall release the money to the unit's Bank account.

12.0 SPECIAL INCENTIVES FOR ENTERPRISES COMING UP IN LOW HDI DISTRICTS UNDER SEMICONDUCTOR POLICY 2010

New manufacturing large and mega enterprises setting up facilities in six districts having bottom most Human Development Index (HDI) and employing at least 75% local persons as defined in the Dr. Sarojini Mahishi recommendations will be offered 75% reimbursement of expenditure on account of contribution towards Employees State Insurance (ESI) and Employees Provident Fund (EPF) scheme for a period of initial five years from the date of commencement of commercial production.

However, these benefits over a period of five years will be limited to 25% of value of fixed capital investment. The amount of reimbursement will be paid annually based on minimum statutory limit subject to the condition that the enterprise has paid its contribution towards ESI & EPF promptly on the due dates. Following are the six districts having bottom most Human Development Index:

Sl.No.	District	HDI* (2001)
1	Bagalkot	0.591
2	Bijapur	0.589
3	Koppal	0.582
4	Chamarajanagar	0.576
5	Gulbarga	0.564
6	Raichur	0.547

12.1 DOCUMENTS TO BE FURNISHED FOR CLAIMING SPECIAL INCENTIVES

Eligible industrial enterprises shall apply with following documents to KBITS.

a. Application in letterhead.

b. Project report

c. Details of ESI/EPF contribution paid

d. SLWCC / SHLCC approval.

e. Statement of Fixed Assets in prescribed format, duly certified by the concerned financial institution or C.A.

f. Copy of First sale invoice

g. Copy of EM certificate.

h. Form of declaration regarding employment of local persons in prescribed format

i. Copies of registered partnership deed and Memorandum of Articles of Association in case of private/public limited companies, byelaws in respect of co-operative institution.

j. Copies of the ESI & EPF payments with receipt.

k. List of all the employees indicating their date of joining into service, their basic pay, designation, caste as to whether they are local or outsider.

12.2 SCRUTINY OF CLAIM

The Director, IT & BT/ KBITS on receipt of application shall inspect the enterprise and verify the working condition of the enterprise and also the genuineness of the employment provided to local people with reference to their documents and then forward the proposal to Govt. The Director, IT & BT will issue the release orders to the eligible enterprises. The eligible amount shall be disbursed on payees receipt, duly countersigned by the Director, IT & BT. Separate registers should be maintained by both the DIT and KBITS office to watch the total period and amount of reimbursement to each enterprise.

13.0 INTEREST SUBSIDY TO MICRO ENTERPRISES UNDER SEMICONDUCTOR POLICY 2010

Interest subsidy at 5% on term loans shall be available only to micro manufacturing enterprises who avail term loan from bank/financial institutions subject to prompt repayment of the loan installments. The interest subsidy is payable only on the interest actually paid to financial institutions and not defaulted in payment of principle or interest installments. The amount of interest subsidy will be effective rate of interest (after deducting interest subsidy receivable by any institutions/ under any Government of India scheme) or 5% per annum which ever is less.

The period of interest subsidy is 5 years, 4 years and 3 years in Zone-1, Zone-2 and Zone-3 respectively. Interest subsidy shall be available from the date of 1st loan release, however the enterprises has to claim the benefit only after commencement of commercial production.

13.1 DOCUMENTS TO BE FURNISHED FOR CLAIMING INTEREST SUBSIDY:

a. Application on letterhead/plain pper.

b. EM Part II

c. Bank/financial institution term loan sanction letter.

d. Investment Certificate in the prescribed form from bank/ financial institution

e. Copy of First Sale Invoice.

f. Certification from the bank for claiming interest subsidy in the prescribed proforma-

g. Fixed assets investments details.

13.2 SCRUTINY OF CLAIM

The Director, IT & BT & AMD, KBITS on receipt of completed application should inspect the enterprise and verify the working condition of the enterprise and then place it before the SLC for sanction of investment subsidy on term loan once in a year. The Director, IT & BT shall seek funds from Govt on yearly basis, furnishing the details of the enterprises to which the interest subsidy is sanctioned. On obtaining the funds from Govt, the eligible amount shall be disbursed on payees receipt, duly countersigned by the Director, IT & BT. The interest subsidy amount may also be released to the financial institution or bank, if there is any power of attorney to that effect or otherwise directly to the enterprise. Separate registers should be maintained by both the Head Office and the KBITS office to watch the total period and amount of subsidy granted and availed by each enterprise.

14 **EXEMPTION FROM ELECTRICITY DUTY**

Micro & Small Mfg. Enterprises 100% exemption of electricity duty / tax for the initial period of five years, four years and three years in Zone-1, Zone-2 and Zone-3 respectively.

15. **INCENTIVES FOR TECHNOLOGY UPGRADATION, QUALITY CERTIFICATION AND PATENT REGISTRATION UNDER SEMICONDUCTOR POLICY 2010**

15 A **INTEREST SUBSIDY ON TU LOAN:**

The New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernization/ Diversification programme, which have availed loan from KSFC/KSIIDC/Scheduled Commercial Banks, which are not covered under CLCSS of GOI, are eligible to Claim an interest subsidy of 5% on Technology Upgradation loans. The interest subsidy is payable only on the interest actually paid to the financial institutions and not defaulted in payment of principal or interest.

The period of Interest subsidy is 5 years, 4 years and 3 years in Zone-1, Zone-2 and Zone-3 respectively. Interest subsidy shall be available from the date of 1st loan release; however the enterprises have to claim the benefit only after commencement of commercial production.

Documents to be furnished for claiming interest Subsidy on TU Loan:

i. Application on letterhead/plain paper.
ii. EM Part - II.
iii. Bank/financial institution term loan sanction letter.
iv. Investment Certificate in the prescribed form from bank/financial institution.
v. Copy of First Sale Invoice.
vi. Certification from the bank for claiming interest subsidy in the prescribed Performa.
vii. Fixed assets investments details.

The Eligible Micro and Small Enterprises shall file the application along with the documents mentioned above to the Director, IT & BT or KBITS.

ROLE OF THE AMD, KBITS:

The AMD, KBITS on receipt of the complete application shall inspect the enterprise and verify the working condition of the enterprise. After confirming the existence of the enterprise, the AMD, KBITS shall recommend the applications to Director, IT & BT for sanction of interest subsidy.

THE COMMITTEE FOR SANCTION OF SUBSIDY:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO, KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

15 B **INCENTIVES TO MICRO AND SMALL ENTERPRISES FOR OBTAINING ISO CERTIFICATION:**

The New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises) have emerged as dynamic and vibrant sector of Indian Economy and it has been making significant contribution to industrial production, export and employment generation. The process of economic liberalization and market reforms has opened up the Indian Micro and Small Enterprises to the global competition.

In order to enhance the competitive strength of the Micro and Small Enterprises, the Government introduced an incentive scheme for their quality improvement and environment management. The scheme provides incentive to those micro and small enterprises that have acquired ISO 9000/ISO 14001/HACCP Hazzard analysis and critical control point, ISO 22000/(GHP) Good Hygenic Practices/ (GMP) Good Manufacturing Practices/(NABL) National Accredition Board of Testing & Calliberation Laboratory/(STQC) Standardisation Testing & Quality Certification/FPO (Fruit Production Order Certifications. The scheme for reimbursement of ISO series Certification Charges in operation since 1998 has now been enlarged so as to include reimbursement of expenses for acquiring ISO 14001 certification also.

THE SALIENT FEATURES OF THE SCHEME

The Scheme envisages reimbursement of charges of acquiring ISO Series Certifications to the extent of 75% of the expenditure incurred by the MSEs towards the payment of Accreditation fee, Consultation fee, Training and Calibration charges (till the unit get the certificate) subject to a maximum of Rs. 75,000/- in each case.

The incentive is extended to Micro and Small Manufacturing Enterprises in all the zones in the state.

The Scheme shall provide one time reimbursement only. The amount of incentive/subsidy/ grant already availed for acquiring ISO Series Certification under any Central Govt. (including DC, MSME Incentive Scheme)/State Govt. /Financial Institution shall be adjusted against the entitlement of reimbursement. It means that the total entitlement of reimbursement of acquiring one or more than one certification shall be up to the maximum limit of Rs. 75,000/- only. In case a unit has received reimbursement/subsidy/grant from Central Govt./State Govt./Financial Institution against any one of the certifications for an amount less than maximum limit of Rs. 75,000/-, the unit shall be eligible to receive the balance amount only.

Eligible Micro and Small Enterprises shall file the application in the prescribed format along with the documents mentioned in the format to the Director, IT & BT OR KBITS.

ROLE OF THE AMD, KBITS:

The AMD, KBITS on receipt of the complete application shall inspect the enterprise and verify the working condition of the enterprise. After confirming the existence of the enterprise, the AMD, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards acquiring ISO Certification.

THE COMMITTEE FOR SANCTION OF INCENTIVE:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO, KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

15 C **INCENTIVES TO MICRO AND SMALL ENTERPRISES OBTAIN BIS PRODUCT CERTIFICATION:**

Based on Karnataka Semiconductor Policy 2010, KBITS is providing incentive to MSEs obtains BIS Product Certification. The monitory benefit will be as under.

Schemes envisages reimbursement of 50% of fees payable to BIS up to a maximum of Rs. 20,000/- and 25% of the cost (for purchase of testing equipments as approved by BIS, consultancy, Training and calibration charges) subject to a maximum of Rs. 50,000/- per unit and The incentive is extended to The New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises) in all the zones in the state.

The Eligible Micro and Small Enterprises shall file the application in the prescribed format along with the documents mentioned in the format to the KBITS, Bangalore.

ROLE OF THE AMD, KBITS:

The AMD, KBITS on receipt of the complete application shall inspect the enterprise and verify the working condition of the enterprise. After confirming the existence of the enterprise, the AMD, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards acquiring ISO Certification.

THE COMMITTEE FOR SANCTION OF INCENTIVE:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO, KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

15 D **INCENTIVE FOR PATENT REGISTRATION:**

An individual or an Organization can make an invention. The invention means a new product or process involving an inventive step and capable of industrial application. A new invention means any invention or technology which has not been anticipate by publication in any document or used in the country or elsewhere in the world before the date of filing of Patent Application with complete specification. Patent Registration is meant for the protection of the rights of the inventor over his invention.

The patent registration involves a long process of 4-6 years. The process involves various stages viz., Provisional Specification Filing, Priority Art Search, Complete Specification Filing, Request for Examination, Pre-Grant Opposition and Registration.

Government of Karnataka has decided to encourage the Patents Registration as avowed in the Karnataka Semiconductor Policy 2010. The Policy stated that an incentive of 75% of fees payable to Patent Office in India and WTO member countries up to a maximum of Rs.1.25 lakhs and 50% of the Cost (expenditure towards attorney fees, patent search etc.) up to a maximum of Rs. 75,000/-

The incentive is extended to The New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises) in all the zones in the state.

The Eligible Micro and Small Enterprises shall file the application in the prescribed format along with the documents mentioned in the format to the Director, IT & BT OR KBITS.

ROLE OF THE AMD, KBITS:

The AMD, KBITS on receipt of the complete application shall inspect and verify the working condition of the enterprise. After confirming the existence of the enterprise, the AMD, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards Patent Registration.

THE COMMITTEE FOR SANCTION OF INCENTIVE:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO, KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

15 E INCENTIVE FOR TECHNOLOGY TRANSFER:

The objective of technology Upgradation will be to facilitate an enterprise aimed at meeting the technology needs on a demand driven basis.

Technology transfer & promotion services look into the entire gamut of activities of matching the technology needs with the available indigenous technologies and scout for foreign sources if required.

The silent features of the scheme are:

i) An incentive of 25% of the cost up to a maximum of Rs 50,000/- for adopting technology from National Laboratories & technology certificate by National Laborataries also.

ii) The incentive is extended to The New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises) in all the zones in the state.

The Eligible Micro and Small Enterprises shall file the application in the prescribed format along with the documents mentioned in the format to the respective Director IT & BT OR KBITS.

ROLE OF THE AMD, KBITS:

The AMD, KBITS on receipt of the complete application shall inspect and verify the working condition of the enterprise. After confirming the existence of the enterprise, the ED, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards Patent Registration.

THE COMMITTEE FOR SANCTION OF INCENTIVE:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO,KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

15 F ASSISTANCE FOR ESTABLISHMENT OF TECHNOLOGY BUSINESS INCUBATOR:

In order to strengthen the manufacturing sector, particularly small and medium enterprises and to enable them compete better under the pressure caused by liberalization and moderation, a new scheme is envisaged in the Karnataka Semiconductor Policy 2010 to increase their competitiveness.

Promoting Technology Business Incubators/Accelerators with the active involvement of private sector in identified potential locations in the State. This Technology Business Incubator will aim to build on the strengths of small decentralised Technology Development Groups and are expected to spawn high value MSEs. Government assistance will be in the form of providing financial assistance for creation of basic infrastructure facilities of 25% of the Project Cost subject to a ceiling of Rs.50 lakhs per incubator.

The main objective of the scheme is to promote emerging technological and knowledge-based innovative ventures that seek the nurturing of ideas from professionals beyond the traditional activities of Micro, Small & Medium Enterprises (MSMEs). Such entrepreneurial ideas have to be fostered and developed in a supportive environment before they become attractive for venture capital. Hence the need arises for incubation centres: to promote and support untapped creativity of individual innovators and to assist them to become technology based entrepreneurs. It also seeks to promote networking and forging of linkages with other constituents of the innovation chain for commercialization of their developments.

15 F (1) IMPLEMENTING AGENCIES:

The Scheme will be implemented by Host Institutions, like:

i. Indian Institutes of Technology (IITs)
ii National Institutes of Technology (NITs)
iii Engineering Colleges
iv Technology Development Centres, Tool Rooms, etc
v Other recognised R&D&/or Technical Institutes/Centres etc.
vi Recognized Industrial Associations and NGO's

15 F (2) MEANS OF FINANCE:

The Government of Karnataka will provide 25% of the Project Cost subject to a maximum of Rs.50.00 lakhs. To ensure the participation of the implementing agencies in a PPP mode. The remaining cost may be mobililsed from the Government of India / Financial Institutions etc.

15 F (3) ROLE OF KBITS:

The Complete application received by the KBITS will be sent to Director, IT & BT for the Appraisal Report of the Project. The Applications, which have been recommended by the AMD, KBITS, will be placed for the approval of the Government.

The SLCC will sanction projects and the funds are released through KBITS. The composition of the State level Committee is as under

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO,KITVEN	Member
5	Addl Managing Director, KBITS	Member Secretary

15 F (4) MODE OF FINANCE RELEASES

Subject to availability of funds and based on the progress made by the agency, the KBITS with the approval of Director, IT & BT will released in installments.

15 F (5) MONITORING & EVALUATION:

KBITS, Bangalore is a monitoring agency on behalf of Government of Karnataka. The funds are released through KBITS based on utilization. The project would be monitored and guided by the KBITS. Emphasis needs to be given to ensure continuation of the scheme through documentation in monitoring the implementation.

16. INCENTIVES FOR WATER HARVESTING / CONSERVATION MEASURES UNDER SEMICON POLICY 2010

Basically, these are methods from which any combination can be selected based on the site conditions such as the extent of building, sub-soil conditions, water availability and rainfall pattern.

Rainwater harvesting is a method of augmenting rainwater, storing and using. Rainwater harvesting assures a more continuous and reliable access to water. This method is also environmental friendly.

Broadly Rainwater can be harvested in two ways. 1. Rooftop Rainwater Harvesting and 2. Open surface run-off harvesting.

Water conservation will result in recapturing the base line for current water usage and reduction in wastage of ground water or supply from water sources. Industry should adopt strategies to use sewage discharge, industrial discharge, storm water recycling to efficiently and adopt systems for environmental, health and pollution risks and also reduce stress on water pollution.

The Zero Discharge Process means no discharge through any media out of the factory premises.

To achieve pollution prevention & Waste minimization at manufacturing enterprises, the incentive is extended to New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises) in all Zones.

The Industrial areas in the State are facing problems of acute shortage of water supply. This has hampered the Industrial production. Therefore, Karnataka Semiconductor Policy 2010 has incorporated an incentive to small and medium manufacturing enterprises for adopting water harvesting/Conservation measures within their premises.

The Components of the Scheme are as follows:

1. Incentive of 50% of the cost of Rainwater Harvesting subject to a maximum of Rs.1.00 lakh.
2. Incentive of 50% of the cost of Waste Water Recycling subject to a maximum of Rs. 5.00 lakhs.
3. Incentive of 50% of cost of Zero Discharge Process subject to a maximum of Rs.5.00 lakhs.

The Eligible Small and Medium Enterprises shall file the application in the prescribed format along with the documents mentioned in the format to the respective Director, IT & BT OR KBITS, Bangalore.

16.1 ROLE OF THE AMD, KBITS :

The AMD, KBITS on receipt of the complete application shall inspect and verify the working condition of the enterprise. After confirming the existence of the enterprise, the ED, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards Patent Registration

16.2 THE COMMITTEE FOR SANCTION OF INCENTIVES:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO,KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

17. INCENTIVE FOR ENERGY CONSERVATION UNDER SEMICONDUCTOR POLICY 2010:

Energy is an essential input for Industrial development. As the recourse for production of energy is limited conservation of energy, use of non-conventional, new and renewable sources of energy such as solar, wind and bio-energy, etc., are getting sustained attention.

The non-conventional energy sources cover the entire gamut of technologies, including biogas plants, biomass gasifies, solar thermal and solar photovoltaic systems, wind mills, co-generation, small hydro plants, energy recovery from industrial wastes, geothermal energy, ocean thermal energy, wave energy, tidal energy, hydrogen energy, electric vehicles.

The Energy conservation measures include the energy audit, adoption of new energy saving equipments, technology, cooling towers etc.

Government of Karnataka in its Karnataka Semiconductor Policy 2010 has encourage by way of offering incentives and concessions practicing Energy Conservation Methods and using non- conventional energy sources.

The salient features:

1. Incentive of 10 percent of the Capital Cost up to a maximum of Rs.5.00 lakhs will be provided for practicing energy conservation measures resulting in reduction of energy consumption of at least 10% of earlier consumption.
2. Incentive of 10 percent of the Capital Cost up to a maximum of Rs.5.00 lakhs will be provided for using non-conventional energy sources for its requirements.
3. The Incentives is extended to small and medium manufacturing enterprises in all the Zones.

   The Eligible New or the existing Micro and Small Manufacturing Enterprises which undertakes Expansion/ Modernisation/ Diversification programme (Both own and financed enterprises)shall file the application in the prescribed format along with the documents mentioned in the format to the Director, IT & BT OR KBITS, Bangalore.

17.1 ROLE OF THE AMD, KBITS :

The AMD, KBITS on receipt of the complete application shall inspect and verify the working condition of the enterprise. After confirming the existence of the enterprise, the ED, KBITS shall recommend the applications to Director, IT & BT for sanction of incentive for reimbursement of charges towards Patent Registration.

17.2 THE COMMITTEE FOR SANCTION OF INCENTIVE:

Sl.No.	Designation	Role
1	Director, IT & BT	Chairman
2	MD, KCTU	Member
3	CEO,KITVEN	Member
4	Addl Managing Director, KBITS	Member Secretary

18. ADDITIONAL INCENTIVES TO THE MEDIUM, LARGE AND MEGA ENTERPRISES FOLLOWING RESERVATION POLICY OF THE STATE UNDER SEMICONDUCTOR POLICY- 2010

50% reimbursement of expenditure incurred for employees coming under reserved category towards contribution to ESI and EPF Scheme shall be available to new medium, large and mega manufacturing enterprises in all zones employing more than 100 persons for a initial period of 5 years from the date of commencement of production.

18.1 DOCUMENTS TO BE FURNISHED FOR CLAIMING ADDITIONAL INCENTIVES FOR FOLLOWING RESERVATION POLICY :

Eligible industrial enterprises shall apply with following documents to the Director, IT & BT OR KBITS.

a. Application in letterhead.
b. Project report
c. Details of ESI/EPF contribution paid
d. SLWCC / SHLCC approval.
e. Statement of Fixed Assets in prescribed format, duly certified by the concerned financial institution or C.A.
f. Copy of First sale invoice g. Copy of EM certificate.
h. Form of declaration regarding employment of local persons in prescribed
i. Copies of registered partnership deed / Memorandum and Articles of Association/ byelaws.
j. Copies of the caste certificates issued by the concerned authority for employees coming under reserved category as per the reservation policy of the State.
k. Copies of the ESI & EPF payments with receipt.

18.2 SCRUTINY OF CLAIM

The AMD, KBITS on receipt of completed application should inspect the enterprise and verify the working condition of the enterprise and also the genuineness of the employment provided to local people and particularly to SC/ST people with reference to their documents and then forward the proposal to the Director, IT & BT for allotment of funds for the admissible EPF & ESI once in a year. The Director, IT & BT shall verify the claim and with the availability of the funds from the Government and with the approval of the Government, The Director IT & BT will issue the release orders to the eligible enterprises. The eligible amount shall be disbursed on payees receipt, duly countersigned by the Director, IT & BT Separate registers should be maintained by both the DIT and KBITS office to watch the total period and amount of reimbursement to each enterprise.

19. REFUND OF COST INCURRED FOR PREPARATION OF PROJECT REPORTS UNDER SEMICONDUCTOR POLICY 2010 :

The cost incurred for preparation of project reports by TECSOK /CEDOK/ KSFC or any other recognized institutions for availing term loans shall be reimbursed to new micro and small manufacturing enterprises to the maximum of Rs. 10,000 enterprise subject to financing of the enterprise. The eligible enterprises can claim for reimbursement only after the commencement of commercial production.

19.1 DOCUMENTS TO BE FURNISHED FOR CLAIMING REIMBURSEMENT:

Eligible industrial enterprises shall apply with following documents to the KBITS.

a. Application in letterhead.
b. Copy of Project report prepared by TECSOK/CEDOK/KSFC or any other recognized institutions.
c. Statement of Fixed Assets in prescribed format.
d. Copy of term loan sanction orders from KSFC/KSIIDC/Bank/Other financial institution.
e. Copy of First sale invoice
f. Copy of EM certificate.
g. Form of declaration regarding employment of local persons in prescribed format.
h. Copy of the bill and receipt for having paid fees /charges to the consulting agency.

19.2 SCRUTINY

The AMD, KBITS on receipt of completed application should inspect the enterprise and verify the proper working of the enterprise and then forward the proposal in the prescribed format to the Director, IT & BT for allotment of funds. The Director IT & BT on receipt of the funds from Governement, shall issue release orders. The eligible amount shall be disbursed on payees receipt, duly countersigned by the Director, IT & BT. Separate registers should be maintained by both the DIT and KBITS office to watch the amount of reimbursement.

ANNEXURE - 1

Classification of Taluks in Karnataka into Zones for the purpose of administering Incentives & Concessions under Semiconductor Policy 2010 (Incentives to units located in Zone-4 would be as applicable to Zone-3)

Sl. No.	Districts	Total No.of Taluks	Zone -1 (Most Backward Taluks)	Zone - 2 (More Backward Taluks)	Zone - 3 (Backward Taluk)	Zone-4 Industrially Developed Taluks)
SOUTH KARNATAKA REGION						
1	B'lore (U)	4	-	-		Anekal B'lore (North) B'lore (South) B'lore(East)
2	B'lore (R)	4		-		Devanahalli D B Pur Hoskote Nelamangala
3	Ramanagara	4	Kanakapura Magadi			Ramanagara Channapatna
4	Chitradurga	6	Hosadurga	Hiriyur Molakalmur Hololkere Challakere	Chitradurga	
5	Davanagere	6	Channagiri	Honnali Harapanahalli	Davanagere Jagalur	Harihar
6	Chikkaballapura	6	Bagepalli	Gudibande Gowribidanur	Chikka ballapura Siddlaghatta Chintamani	

7	Kolar	5		Mulbagal	Kolar Bangarpet Srinivasapura Malur	
8	Shimoga	7	-	Soraba	Shimoga Bhadravathi Sagar Shikaripura Hosanagara Thirthahalli	
9	Tumkur	10	Kunigal Madugiri Gubbi Sira Pavagada	Turuvekere Koratagere Chikkanaya kaanahalli	Tumkur Tiptur	
10	Chamarajanagar	4	Chamaraja- nagar	Gundlupet Kollegal	Yelandur	
11	Chikkamagalore	7	-	Kadur	Chikkamagalore Tarikere Shringeri Mudigere Koppa NR Pura	
12	D Kannada	5	-	-	Bantwal Mangalore (excl. Corpn limits)	Mangalore (only Corporation limits) Puttur Sulya Belthangadi
13	Hassan	8	-	Arakalgud	Hassan Arasikere C R Patna H N Pura Belur, Alur Sakleshpura	
14	Kodagu	3	-	-	Madikeri Somwarpet Virajpet	
15	Mandya	7	-	Malavalli Nagamangala K R Pet	Mandya Maddur Srirangapatna Pandavapura	
16	Mysore	7	H D Kote	Hunsur T N Pura Nanjangudu	Periapatna Mysore (excl. Corpn. limits) K R Nagara	Mysore (only Corporation limits)
17	Udupi	3	-	-	Udupi Kundapura Karkala	

NORTH KARNATAKA REGION						
18	Bellary	7	Sandur Kudligi	Siraguppa H B Halli Hadagalli	Bellary Hospet	
19	Bidar	5	Bhalki Humnabad B Kalyana Aurad	-	Bidar	
20	Gulbarga	10	Sedam Shourapur Yadgir Chitapur Afzalpur Shahapur Aland Chincholi Jewargi	-	Gulbarga	
21	Koppal	4	Kushtagi Yelburga	Koppal	Gangavathi	
22	Raichur	5	Sindhanur Manvi Lingasugur Devadurga	Raichur		
23	Bagalkote	6	Bilagi	Hunagund Badami	Bagalkote Mudhol Jamkhandi	
24	Belgaum	1 0	-	Athani Gokak Soundatti	Belgaum Khanapur Hukkeri Ramdurga Bailhongal	
25	Bijapur	5	Muddebihal B Bagewadi Indi Sindagi	-	Bijapur	
26	Dharwad	5	-	Kalaghatagi	Dharawad Hubli Kundagol Navalgund	
27	Gadag	5	-	Mundargi	Gadag Naragund Ron Shirahatti	
28	Haveri	7	-	Savanur Shiggaon Hirekerur	Haveri Ranebennur Byadagi Hanagal	
29	U Kannada	1 1	-	Supa Bhatkal	Karwar Haliyal Sirsi Mundagod Yellapura Honnavar	
TOTAL		**176**	**39**	**40**	**85**	**12**

ANNEXURE - 2

Application For Sanction of Investment Promotion Subsidy under Semiconductor Policy 2010

1.	Name and address of the enterprise.	
2.	Zone as per Semiconductor Policy 2010	1 / 2 / 3 / 4
3.	Location of the enterprise.	
4 (a)	Registration No and date(As mentioned in EM/IEM/IL)	
4 (b)	ESI / EPF Registration No. and date	
4 (c)	VAT Registration No. and date	
4 (d)	Electric Power Connection RR No. (power, line).	
4 (e)	Electric Power Connection RR No. (Lighting).	
5.	Micro / Small / Medium Enterprises.	
6.	Products manufactured	i)
		ii)
		iii)
		iv)
7.	Constitution of the industry(Proprietary / Partnership / Private/ Public Limited Company)	
8.	Whether the enterprise belongs to special category entrepreneur (Women, SCs/STs, PH, Ex-Servicemen/ enterprises falling in most backward talukas of Hyderabad Karnataka region).	
9.	Is it new industry or existing industry undertaken Expansion/ Diversification / Modernization.	
10	Date of commencement of commercial production	
11.	Project Cost	
	Land :	
	Building :	
	Plant and Machinery :	
	Others:	
	Working Capital Margin:	
	TOTAL	
12.	Name of the term loan lending financial institution.	
	Date of loan sanctioned	
	Amount of loan sanctioned	
	Amount of loan release.	
	Date of first loan release.	
13.	Actual Investment details :	
	Land :	
	Building	
	Plant and Machinery	
	Transportation :	
	Installation charges :	
	Others :	
	TOTAL	

14.	Means of finance		
	Own /share capital		
	Term loans		
	Others (please specify)		
	TOTAL		
15.	Employment provided in the new enterprises.		
	Executive/Top level		
	Managerial		
	Supervisory/ Skilled		
	Un Skilled/Semi skilled		
	TOTAL		
16.	Additional employment in case of expansion/ modernization/ diversification.	Existing	Additional
	Executive/Top level		
	Managerial		
	Supervisory/ Skilled		
	Un Skilled/Semi skilled		
	TOTAL		

NOTE : Furnish the following documents

i. Statement of fixed assets in the prescribed format certified by the Enterprise.

ii. Investment Certificate in the prescribed form issued by the financial institution/bank as per Annexure.

iii. Chartered Engineers / Architects certificates in the prescribed format as per Annexure regarding investment on Building

iv. Local employment details in the prescribed format as per Annexure v. All relevant documents to the information provided above.

17. Declaration by the Enterprise :

I/We hereby certify that the particulars given above for the purpose of securing Investment Promotion Subsidy from the Government of Karnataka are to the best of my / our knowledge and belief, are true and correct.

Place :

Date : Signature(s)
Name and Designation.

18. Certificate by the Addl Managing Director KBITS

I hereby certify that the particulars given by the applicant were verified by me with reference to documents furnished by the applicant and found to be true and correct.

I further certify that the total investment in fixed assets in new enterprises / in expansion, diversification, modernization of the existing enterprise could be considered for promotion subsidy is Rs……………………., and is eligible for 10% / 15% / 20% /25% investment Promotion Subsidy of Rs…………………… and also eligible for additional 5% Investment Promotion Subsidy i.e., Rs……………….., as the entrepreneur belongs to SC/ST,/ Women/ Physically challenged / Ex Servicemen Entrepreneurs /Enterprises coming up in most backward taluks of

Hyderabad-Karnataka Region, as .A sum of Rs………………….. being the investment made on items on which subsidy, is not admissible as per details shown in the Annexure statements are disallowed.

The declaration in Annexure regarding employment of local persons has been verified and certified that the enterprise has provided minimum 80% employment to the local people on overall basis (including 100% employment to local people in Group C and D categories).

Place :
Date : Signature of AMD, KBITS

ANNEXURE - 3

STATEMENT OF FIXED ASSETS CREATED BY THE ENTERPRISE UNDER SEMICONDUCTOR POLICY 2010

PART – A : INVESTMENT ON LAND.

Location of the land	Sy.No/ Plotl No.	Purchased / acquired by whom.	Date of purchase/ sale deed/ allotment	Payment to the land owner.				
				Date	Amount	Payment by cash/ cheque/ DD	Cheque/ DD No.	Value accept ed by DIC.

PART – B: INVESTMENT ON BUILDING

Sl. No.	Details	Built up area/ volume in sft/Cu.ft	Enterprise rate as per sq.ft or Cu.ft	Total value claimed by the enterprise	Value accepted by DIC	Remarks.
1	Production building.					
2	Godown					
3	Office building					
4	D.G.set Room					
5	Water tank					
6	Bore well					
7	Compound wall					
8	Drying yard.					
9	Others (specify).					

PART – C: INVESTMENT ON PLANT AND MACHINERY, TRANSPORTATION ERECTION AND ELECTRIFICATION, ETC.

Sl. No .	Particulars on P&M, Transportation, Electrification, Erection.	From whom purchased	Date of place ment of order.	Date of bill/. invoice	Amount of bill / Invoice	Mode of pay-ment cheque/ DD/ cash	Cheque/ DD No and date.	Receipt No. Date
i	Plant and							
	Machinery and							
	other productive assets							
ii.	Transportation							

iii.	Erection							
iv.	Electrification.							
v.	Other assets.							

Signature of the Proprietor / Managing Partner/ Managing Director of the Industrial Enterprises with seal.

PART D

Certified that verification has been done by me with reference to above fixed assets statements and found correct. No items for which subsidy is inadmissible is included in the statement.

Following items which are included in statement are disallowed as they are not eligible for Investment Promotion Subsidy for the reasons stated against each item.

Sl.No.	Name of the item.	Amount disallowed	Reasons for rejection.

Signature of the Member / AMD KIBTS
Secretary of SLCC

ANNEXURE - 4

FIXED INVESTMENT CERTIFICATE FROM THE BANK / FINANCI INSTITUTIONS
REQUIRED UNDER Semiconductor Policy 2010

M/s. ……………………………………………………………………of (location of the……………………………………………………………… enterprise)…………………………..............…………. have been disbursed as on this date amounts under the loan amounting to Rs…………………..sanctioned under letter No……………Dated:…………….as shown below.

Sl.No.	Particulars	Date	Amount.
a.	Term loan sanctioned.		
b.	Loan amount disbursed on		
	Total amount disbursed as on ……………		
c.	Value of investment in fixed assets.	As per project appraisal.	Actual investment including promoter's investment, if any.
	i) Land (excluding lease hold).		
	ii) Building (excluding residential quarters/guest houses).		
	iii) Plant and machinery (excluding technical knowhow, engineering fees, feasibility study, etc)		
	iv) Other assets, tools, jigs dies, DG sets, boilers, etc (please specify the items).		

Certified that the sanction of financial assistance to M/s. ………………. ………………………………………… for the enterprises at... has been considered on the basis of the company's assessed requirement of factory buildings and the cost is estimated at Rs. ……………………. as per the project report.

We certify that this investment certificate is issued after verifying the bills and vouchers made available by the enterprise for purposes of release of Term loan Installments (including promoter's investments and based on the physical verification of the inspecting Officers. Items for which subsidy is not admissible are not included in the investment certified above. And also certified that the investment made on second hand plant and machinery is not included.

The enterprises is covered / not covered under KVIC/KVIB/PMEGP margin money scheme.

We are in possession of relevant bills and vouchers on which this investment certificate is issued and we agree to make available the same as and when required for any verification purpose, before the loan liability is discharged.

Place : Signature of the
Branch Manager / Manager /

Date : // SEAL // (Name of the Institution.)

ANNEXURE - 5

CHARTERED ENGINEER'S / ARCHITECT'S CERTIFICATE REQUIRED UNDER Semiconductor Policy 2010

I, hereby certify that as against the estimated cost of Rs. ....of the building and civil works for M/s...for their proposed project at...the enterprise as on has completed the civil works as under:

Sl. No.	Particulars	Amount
1.	Value of completed civil works as per estimates.	
2.	Amount certified for payment to the building (civil and structural) contractors.	
3.	Retention money (from civil contractor).	
4.	Value of materials utilized for the completed portion of building.	

The value of completed building certified above do not involve the area built for guest houses, and residential building in the factory site.

It is further certified that built area of the building is absolutely essential for the manufacturing / processing activity of the industry. A detailed estimate sheet is appended to this Certificate.

Place : Signature and full address.

Date : // SEAL //

ANNEXURE - 6

FORM OF DECLARATION REGARDING EMPLOYMENT OF
'LOCAL PERSONS' REQUIRED UNDER SEMICONDUCTOR POLICY 2010

<table>
<tr><td>1.</td><td>Name of the Industrial enterprises.</td><td colspan="4">M/s.</td></tr>
<tr><td>2.</td><td>Address: Village/town/taluk/
district.</td><td colspan="2">OFFICE</td><td colspan="2">FACTORY</td></tr>
<tr><td>3.</td><td>Product</td><td colspan="4"></td></tr>
<tr><td>4.</td><td>Year of establishment.</td><td colspan="4"></td></tr>
<tr><td>5.</td><td>Proprietor/partner ship / Pvt.ltd/ Ltd</td><td colspan="4"></td></tr>
<tr><td>6.</td><td>Name of the Administrative Officer in charge of recruitment. (Kannadiga or non- Kannadiga).</td><td colspan="4"></td></tr>
<tr><td>7.</td><td>Registered as MSME, large/mega projects.
No. and date.</td><td colspan="4"></td></tr>
<tr><td>8.</td><td colspan="5">Employment details (excluding Casual workers and 'Badli' workers)</td></tr>
<tr><td></td><td>ITEM</td><td>Group C&D</td><td>Group B</td><td>Group A</td><td>Total</td></tr>
<tr><td>A.</td><td>Total no. employees.</td><td></td><td></td><td></td><td></td></tr>
<tr><td>B.</td><td>No. of local persons therein</td><td></td><td></td><td></td><td></td></tr>
<tr><td>C.</td><td>Percentage of local persons to total.</td><td></td><td></td><td></td><td></td></tr>
</table>

9. I / We understand that the percentage of local people in Group C & D categories i.e., supervisory/ skilled/ semi skilled/ un skilled categories has to be 100% and the overall local employment in the enterprise not less than 80% (inclusive of all categories).

   I / We hereby undertake to make up the deficiency before the disbursement of subsidy.

10. I / We further understand that eligibility of my/our industrial enterprises, under taking for incentives and concessions from the Government of Karnataka is contingent upon my fulfilling minimum local employment as per the Dr. Sarojini Mahishi Report to the satisfaction of the State Government.

Place : Signature of authorized person.

Date :

Verified by me Member Secretary & AMD KBITS

1. LOCAL PERSON is defined as one who has at least fifteen years domicile in the State of Karnataka.
2. This declaration should be signed by a person duly authorized to do so by the Industrial undertaking.

   Group A Executive / Top
   level. Group B Managerial
   Group C Supervisory/Skilled
   Group D Unskilled / Semi skilled.

ANNEXURE - 7

CHARTERED ACCOUNTANT CERTIFICATE REQUIRED UNDER SEMICONDUCTOR POLICY 2010

Name of the Chartered Accountant..We hereby certify that M/s..(name of the indl.unit)...............................Have acquired the following fixed assets up to.............................for the unit at ....(address) for manufacture of (name of products).

Item of fixed assets.	Period during which investment is made(date of payment)		Value Rs.
1. Land i) For entire unit excluding ETP ii) For ETP only			
2. Factory building (please specify period.			
i) For entire unit excluding ETP			
a. Amount paid to the Building contractors	From	To	Rs.
b. Amount paid for building materials	From	To	Rs.
c. Amount paid for wages and Salaries etc, for the Building constructions.	From	To	Rs.
(excluding architect's fees and wages paid for supervision staff etc)			
ii) For ETP only :			
a. Amount paid to the Building contractors	From	To	Rs.
b. Amount paid for building materials	From	To	Rs.
c. Amount paid for wages and Salaries etc, for the Building constructions.	From	To	Rs.
(excluding architect's fees and wages paid for supervision staff etc)			
4. Electrical installations (excluding ESCOM deposits)			Rs.
i) For entire unit excluding ETP			
ii) For ETP only			
5. Plant and Machinery			Rs.
i) For entire unit excluding ETP			
ii) For ETP only			
6. Loading, unloading, transportation, erection expenses etc i) For entire unit excluding ETP ii) For ETP only			Rs.
7. Misc. fixed assets(Please specify items) i) For entire unit excluding ETP ii) For ETP only			Rs.

We have checked the books of account of the unit, bills, invoices and payment vouchers, etc, and certify that the aforesaid information is verified and certified to be true. We also certify that all the aforesaid items have been duly paid for and no credit is raised against them in the books of the unit.

Certified that the investments certified above do not include items for which subsidy is not allowed. Expenditure incurred on following items are not included.

A. LAND

i) Value of the open land not utilized for construction, leaving the area proposed for immediate expansion.
ii) Expenditure incurred for land scalping for beautification and expenditure on unsuccessful open wells/bore wells.

B. BUILDING

i) Expenditure on unproductive construction like guest house, workers/staff quarters, canteens, cycle/scooter stands, garages, etc.
ii) Expenditure incurred on beautification of buildings, arches, decorative lights including street lights, furniture and air conditioners, water coolers, refrigerators such of the gadgets not directly connected with production.

iii) Expenditure incurred on the purchase of old buildings. C.
PLANT AND MACHINERY
i) All consumable materials like tool bits, files, oils, etc.

ii) Investments on tools jigs/fixtures, moulds etc, which are required repeatedly, should not be allowed for the second time and onwards. While considering the investments made on first purchases, only the required quantify of such items are to be allowed. Extra quantities taken as spares are not to be allowed.

iii) Second hand machines purchased shall not be included.

Place : CHARTED ACCOUNTANT

Date : // SEAL //

ANNEXURE - 8

INVESTIGATION REPORT OF ADDL MANAGING DIRECTOR, KBITS.
UNDER SEMICONDUCTOR POLICY 2010

DATE OF INSPECTION :

1	Name of the address of the enterprise	M/s.
2	Zone	1/2/3/4
3	Constitution (With names of Director/Partners)	
4	Whether new enterprise / Undertaken / Expansion / Modernization / Diversification Programme	
5	Size of the enterprise. Regn No. and date	Micro / Small/Medium
6	In case of new industrial enterprise the date of commencement of production	
7	In case of expansion, actual date of commencement of production of existing industrial enterprise and date of completion of expansion / modernization/diversification of project.	
8	Items manufactured/ processing by the Enterprise.	

9	Project Cost (RS) (Please indicate item-wise details)		
	Land		
	Building		
	Plant and machinery		
	Others		
	Working Capital Margin		
	TOTAL		
10.	Name of the lending Institution		
11.	Date and Amount of loan sanction		
12.	Date of 1st release		
13	Means of finance	As per project appraisal.	Actual Investment
	KSFC/Bank /Term Loan		
	Own finance		
	Others (please specify)		
	TOTAL		
14	Details of fixed capital investment. investment made	Details of Capital accepted by the DIC.	Investment
	a) Land		
	b) Building		
	c) Plant & Machinery		
	d) Others Miscellaneous fixed assets (Please Specify)		
15	Period during which the investment : Shown in Col 14 above is made (please specify the investment made in different periods)		
16	Employment provided.	Original (in case of new enterprises)	Additional (in case of expansion)
		Total	Local
	a) Top / Executive level		
	b) Managerial		
	c) Supervisor / Skilled		
	d) Semi Skilled / Un skilled		
	TOTAL		

17	Percentage of local employment in the enterprise.		
18	Amount of subsidy recommended		Amount
	Eligible Fixed assets	Rs.	
	Eligible general Investment Promotion subsidy -10/15/20/25%.	Rs.	
	Eligible additional subsidy, if any 5%	Rs.	
	Total eligible Investment Promotion Subsidy	Rs.	
19.	General remarks/recommendation (A brief report on working of the enterprise).		

Name and signature of
the officer, with designation.

Place :

Date :

ANNEXURE - 9

AGENDA NOTES FOR SANCTION OF INVESTMENT PROMOTION SUBSIDY IN THE SLCC MEETING HELD ON …………….
(UNDER SEMICONDUCTOR POLICY 2010)

1	Name of the address of the enterprise	M/s.
2	Zone	1/2/3/4
3	Constitution (With names of Director/Partners)	
4	Whether new enterprise / Undertaken Expansion/ Modernization / Diversification Programme	
5	Size of the enterprises. Regn No. and date	Micro / Small/Medium
6	In case of new industrial enterprise the date of commencement of production	
7	In case of expansion, actual date of commencement of production of existing industrial enterprise and date of completion of expansion/ modernization/diversification of project	
8.	Date of application filed with DIC for sanction of subsidy with all the required documents.	
9	Items manufactured/ processing by the Enterprises	
10	Project Cost (RS) (Please indicate item-wise details)	
	Land	
	Building	
	Plant and machinery	
	Others	
	Working Capital Margin	
	TOTAL	
11	Name of the lending Institution	

12	Date and Amount of loan sanction				
13	Date of 1st release				
14	Means of finance	As per project appraisal.		Actual investment	
	KSFC/Bank /Term Loan				
	Own finance				
	Others (please specify)				
	TOTAL				
15	Details of fixed capital Investment	Investment made by the enterprise	Investment accepted by the	Investment accepted by accepted	Investment
	a) Land				
	b) Building				
	c) Plant & Machinery				
	d) Others Miscellaneous fixed assets (Please Specify)				
	TOTAL				
16	Period during which the investment : Shown in Col 14 above is made (please specify the investment made in different periods)				
17	Employment provided	Original (in case of new enterprises)		Additional (in case of expansion enterprise)	
		Total	Local	Total	Local
	a) Top / Executive level				
	b) Managerial				
	c) Supervisor / Skilled				
	d) Semi Skilled / Un skilled				
	TOTAL.				
18	Percentage of local employment in the enterprise.				

19. Recommendation :

As per the details, the enterprises is located at ………………………. i.e., in Zone-1/2/3, availed term loan of Rs……………. from ………………institution for the manufacture of …………………..The enterprises is eligible for Investment Promotion Subsidy for eligible fixed assets of Rs. …………..under Semi Conductor Policy-2010 as under:

Eligible general subsidy -10/15/20/25% - Rs………………

Eligible additional subsidy, if any- 5% - Rs………………

Total eligible subsidy - Rs………………

The subject is placed before the SLCC for consideration.

Place :

Date : Member Secretary SLCC

ANNEXURE - 10

FORMAT FOR ISSUE OF SANCTION ORDER FOR INVESTMENT PROMOTION SUBSIDY UNDER SEMICONDUCTOR POLICY 2010

GOVERNMENT OF KARNATAKA DEPARTMENT OF IT & BT

No…………… Office of the.................................

Date :

SANCTION ORDER

SUB : Sanction of 10/15/20/25% Investment Promotion Subsidy and additional 5% special category subsidy under Semiconductor Policy 2010 to M/s. …………………………………………………. for manufacture/ process of ………………………… located at ………………………………………

REF : 1. G. O.No. ITD10 PRM 2008 Dt 25-2-2010-

2. Your application for Investment Promotion Subsidy received on dated: ——————-

We are pleased to inform you that the State Level clearance Committee for sanction of Investment Promotion Subsidy for MSMEs, in its .... Meeting held on...........................has sanctioned a total Investment Promotion Subsidy of Rs………………..(Rupees……………………………………………………….......................only) on the basis of investment made on fixed assets of your enterprise located at..i.e., Zone-1/2/3 as per Semiconductor policy 2010 for manufacture/ process of…………….The Committee has accepted the investment as detailed below:

Sl.No.	Particulars	Amount Rs.
1.	Land	
2.	Building	
3.	Plant & Machinery	
4.	Erection / Electrification / transportation, etc.,	
5.	Other fixed assets (Please specify)	
	TOTAL:	

Accordingly, the amount of Investment Promotion Subsidy to which you are eligible is determined at Rs.......................(Rupees..only) at 10/15/20/25% and additional 5% special category subsidy of Rs. ……………. i.e., total eligible subsidy determined at Rs. .... on the above investment under Semiconductor Policy 2010.

You shall have to execute an agreement, in the draft format enclosed to this sanction order. The original agreement should be on Stamp paper of Rs.100/-. The agreement should be executed by the proprietor in case of proprietary concern, by one or more directors duly authorized by the board of directors of the company. The execution of the agreement should be under the common seal of the company, by all the partners incase of partnership concern. However, if any one of the partners holds a general power of attorney, he may execute the agreement on behalf of the remaining partners and furnish a certified true copy of the power of attorney. When the agreement is executed by a holder of general power of attorney a certificate signed by all the partners on behalf of the firm to the effect that the general power of attorney is in force and not revoked as on the date of execution of the agreement, should be furnished. The Erasures, if any, should be properly attested No blank should be left in the agreement form.

The above agreement should be executed in the presence of AMD, KBITS ………….

The sanction of this Investment Promotion Subsidy is subject to following conditions:

1. In the event of the Investment Promotion Subsidy being sanctioned, while at a later date found to be not actually due, the grantee shall refund to Government such portion or whole amount as determined by the Directorate of IT & BT. In the event of the grantee failing of refund such amount, the same shall be recovered as arrears of land revenue.
2. The Investment Promotion Subsidy sanctioned will be released @ 25% per annum only and which will be against the value payment of VAT, ESI, EPF, and power tariff or the loan dues if the enterprise is not covered by VAT, ESI, EPF and power tariff.
3. The enterprise shall submit their claim every year i.e. on or before 30th April, indicating the value of VAT, ESI, EPF and power tariff or the loan dues paid in along with the certified copies of the amount paid from the concerned agencies to the ED,

KBITS for taking further action in the matter. The enterprise shall utilize the sanctioned amount within a period of five years from the date of sanction of the subsidy amount.

4. The AMD, KBITS shall also monitor the employment provided to local people in accordance with Dr. Sarojini Mahishi Report for a period of five years. In case enterprise fail to comply the employment to local people, shall be bound to return the subsidy amount to Government.

5. The Investment Promotion Subsidy sanctioned herein is in the nature of "Grant in-aid" and shall not be construed as a "contract" with Government of Karnataka. The grantee shall not exercise his right of privities of contract in the matter of release of subsidy by Government of Karnataka, who shall release the subsidy amount as and when the grantee is eligible for the same, in such proportions and installments as the Government may regulate.

AMD, KBITS

ANNEXURE - 11

FORMAT FOR UNDERTAKING TO BE EXECUTED FOR INVESTMENT PROMOTION SUBSIDY UNDER SEMICONDUCTOR POLICY 2010

UNDERTAKING

The undertaking executed this day ——————— 200 ————— by ————— carrying on the Business of ——— —————— under the name and style of M/s.——————————————— herein after called the 'Grantee' of the one part in favor of the Governor of Karnataka, represented by the Director of Industries and Commerce herein after called the Government of other part WITNESSETH. Where as SLCC —————————— vide Order No. —————— dated: ——— ——— has sanctioned an Investment Promotion Subsidy of Rs. ——————— (Rs.—————————————only) under the Government of Karnataka scheme of Package of Incentives and Concessions (2010 Semiconductor Policy) new Industrial investment made in the State of Karnataka to the grantee for the purpose of his enterprises.

In consideration of the grant of Rs.————————(Rs. ———————— only) as per the Order No.————————— dated: ———————— of the ED, KBITS ————— the receipt whereof the grantee hereby acknowledges, the grantee agree and covenants as follows:

i If the State Government/Financial Institution concerned is satisfied that the investment subsidy has been obtained by misrepresentation of essential fact, furnishing false information after the reimbursement of full subsidy, the State Government/Financial Institution concerned shall have the right to claim refund of the grant/subsidy of Rs………….. (Rs……………. Only) paid to the grantee together with such interest as the State Govt /Financial Institution concerned may charge.

ii In the event of the subsidy being sanctioned, which at later date is found to be not actually due, the grantee shall refund to Government such portion or the whole amount as determined by the AMD, KBITS/Director of IT & BT. On failure to do so, such amount shall be recovered by the Government as arrears of land revenue.

iii That this grant shall not be construed as a contract and shall be in the nature of Grant-in-Aid only and the provisions of the Indian Contract Act or that of Specific Relief Act or any other relative statutory Acts/Provisions shall not apply in the instant case.

iv That the grantee shall not exercise his right of claiming release/reimbursement of subsidy amount out-of-turn either directly or through his attorney and that the decision of the Government in the matter of periodic release based on the availability of funds shall be final and binding on the grantee.

v The Grantee shall undertake to provide employment to local people in accordance with Dr. Sarojini Mahishi Report and maintain the same atleast for a period of five years from the date of release of the subsidy amount. In case the enterprise fail to do shall bound to return the investment subsidy amount to the Government.

SCHEDULE :

Sl.No.	Particulars	Investment details (in rupees)
1	Land	Rs.
2	Building	Rs.
3.	Plant and Machinery	Rs.

4.	Erection / Electrification / transportation, etc.,	Rs.
5.	Other fixed assets (Please specify)	Rs.
	TOTAL :	

In witness whereof the Grantee has set his hand the ———————— day of ——————————

two thousand —————————— first above mentioned.

Witness : Signature of the Grantee

1.

2.

//Common Seal of the Company// Shall be affixed here.

"Attested"
AMD, KBITS

ANNEXURE - 12

Format for claiming the release of sanctioned Investment Promotion Subsidy under Semiconductor Policy 2010

(A) Format for enterprises covered under VAT, ESI, EPF and with or without power.

Name And address of the enterprise	Product	Date of production	VAT paid with dates in a year	ESI contribution amount of enterprise paid with dates in a year	EPF contribution of the enterprise paid with dates in a year	Power Tariff amount paid with dates in a year	Total Amount of VAT, EPF, ESI & power tariff paid in a year.
1	2	3	4	5	6	7	8

Total amount admissible for reimbursement (not exceeding 25% of the sanctioned subsidy amount)	Enterprise is working/closed	Remarks
9	10	11

It is certified that the above particulars are correct and true.

Name and signature of the Grantee with seal

(B) Format for enterprises not covered under VAT, ESI, EPF and Power

Name and address of the enterprise amount.	Product	Name of the bank.	Date of sanction of loan and	Amount of loan released with dates	Date of production
1	2	3	4	5	6

Loan amount paid to the bank with date & amount		Total amount admissible for reimbursement (not exceeding 25% of the sanctioned subsidy amount)	Enterprise is working/closed	Remarks
Principal	Interest			
7	8	9	10	11

It is certified that the above particulars are correct and true.

Name and signature of the Bank Manager

Name and signature of the Grantee with seal

ANNEXURE - 13

FORMAT FOR CLAIMING GRANT FROM GOVT FOR DISBURSEMENT OF INVESTMENT PROMOTION SUBSIDY FOR THE YEAR ……………..

Sl No	Name of the Industry & address.	Zone	Product	Dt.of comm. Ercial produ ction	Dt.of SLCC	Total Fixed invest ment.	Amt.of subsidy sancti oned.	Spl. Cate gory details if any	Spl. Sub sidy amt. sanct ioned.	Total subsidy sanct ioned.
1	2	3	4	5	6	7	8	9	10	11

Subsidy amt.alre ady rele ased.	Subsidy amount now claimed for enterprises covered under VAT, ESI, EPF and power.					Subsidy now claimed for enterprise not covered under VAT, ESI, EPF & power.		Total	Remarks
	VAT	ESI	EPF	Power	Total	Principal due	Interest due		
12	13	14	15	16	17	18	19	20	21

i Certified that the above amount is not claimed earlier.

ii Certified that the above enterprises have given all the required documents and are kept in the concerned file.

iii Certified that the above enterprise do not have any pending audit para

iv Certified that the enterprises have provided employment as per Dr. Sarojini Mahishi report.

Member Secretary,
SLCC

ANNEXURE - 14

FORMAT FOR RELEASE OF INVESTMENT PROMOTION SUBSIDY TO THE CONCERNED ENTERPRISE UNDER SEMI CONDUCTOR POLICY 2010

RELEASE ORDER

Sub: Release of installment sanctioned investment subsidy to

M/s. ……………………………………………………………………………………………………

Ref: (i) Sanction Order No.

(ii) Earlier release order no.

(iii) Directorate's letter no.

(iv) Enterprise's letter

M/s………has been sanctioned with investment subsidy of Rs………….vide sanction order cited under ref (i). The enterprise has already been released with…………………………………installments of sanctioned investment subsidy amount vide letter cited under ref (ii). The Directorate of IT & BT has released Rs…………………..vide their order cited under ref (iii) as grant under head of account No…………………………being the amount to be further released to eligible industries as investment promotion subsidy. From out of the Grants, M/s…………………………………………….is herewith released with Rs……………………..as the……………………..installment of the sanctioned subsidy amount. M/s. ……………………………………………………………………………shall draw this amount on payees receipt duly countersigned by Director, IT & BT.

Director,
IT & BT

Format for issue of Stamp Duty Exemption Certificate

ANNEXURE - 15

CERTIFICATE FOR CLAIMING EXEMPTION OF STAMP DUTY FOR SETTING UP OF SEMICONDUCTOR INDUSTRY.

Certified that M/s.. represented by the Managing Director Mr...is recognized as an Semiconductor Industry established at..and is eligible for 50% exemption from payment of Stamp Duty charges in terms of Notification No. RD Munomou.......................dated.......................read with......................................

Director

Directorate of Information Technology
and Biotechnology

Format for issue of Concession of Registration Fee

ANNEXURE - 16

CERTIFICATE FOR CLAIMING CONCESSIONAL REGISTRATION CHARGES FOR SETTING UP OF SEMICONDUCTOR INDUSTRY

Certified that M/s..represented by the Managing Director Mr... is recognized as an Semiconductor Industry established at ....and is eligible for concessional registration charges at Rupee 1/- per Rs.1,000/- in terms of Notification No. RD Munomou........................dated ....read with................................

Director
Directorate of Information Technology
and Biotechnology

ANNEXURE - 17

FORMAT FOR ISSUE OF RELEASE ORDER FOR REIMBURSEMENT OF LAND CONVERSION FINE UNDER SEMICONDUCTOR POLICY 2010

GOVERNMENT OF KARNATAKA

DEPARTMENT OF IT & BT

No............. Office of the ....

Date: ....

OFFICE ORDER

Ref : 1. G.O. No. ITD 10 PRM 2008 Dt 25-2-2010
2. Revenue Department Land Conversion Order No.
3. Application of M/s. ………………. Dtd:…………

M/s. ………………………………….. have made an application for grant of reimbursement of Land Conversion Fine paid for conversion of ………… acres of land which was under in the name of Sri/Smt …………….. situated in Survey No..................… No……….............. of.......................…………. Village, ... Taluk, ... District for having established industry for manufacture of ……………..a IEM acknowledgement/ Industrial license has also been obtained by the applicant enterprise vide No. ………. Dtd:……… for this purpose.

The enterprise has paid the Land Conversion Fine of Rs. ……………. in accordance with the Land Conversion Order cited at ref(2).

It is certified that the enterprise's requirement of land has been examined in detail and found that ………. Acres of land was essential for setting up the said industry. It is eligible for exemption from payment of conversion fine for conversion of the above land from agricultural to non-agricultural industrial purpose, in terms of .G.O.No. ITD 10 PRM 2008 Dt 25-2-2010

Accordingly the enterprise is entitled for the reimbursement to the extent of 100%/75% i.e., Rs. .... Accordingly the enterprise has to draw this amount on payee's receipt duly countersigned by the Director, IT & BT,..

The expenditure in this behalf is debited to Head of Account ....

DIRECTOR
IT & BT

ANNEXURE - 18

PROFORMA FOR ENTRY TAX EXEMPTION CERTIFICATE DURING IMPLEMENTATION PHASE UNDER SEMICONDUCTOR POLICY 2010

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the ....

Date: ....

CERTIFICATE

Sub: Exemption of Entry Tax to M/s...

Ref: 1. G.O.No. ITD 10 PRM 2008 Dt 25-2-2010
2. F.D. Notification No..
3. Application dated : .... of M/s. ....

This is to certify that

1. M/s. .... is a Micro/Small / Medium Enterprises / Large / Mega industry located at…………………………………………………….taluk,................................ District.
2. The enterprise is registered vide No. .... Dated .... for manufacture of .... with DIT.
3. The enterprise is located at zone 1/2/3 as classified in the Govt.Order cited at ref (1) above.
4. It is a new enterprise/enterprise proposed to undertake expansion / diversification / modernization and cleared in DLSWCC /SLWCC/SHLCC for establishment of ...., with a total investment of Rs. ....
5. The value of fixed assets as proposed in the project report is as below :

Sl.No	Description	Investment (Rupees)
1	Land and site development	
2	Buildings and other civil structures	
3.	Plant and Machinery including co- generation power plant.	
4.	Other fixed assets	
5.	Miscellaneous	
	Total.	

6. The enterprise is eligible for Entry Tax Exemption on the entry of plant and machinery and capital goods directly involved in the production or other processing of goods and including those equipments brought for the purpose of establishing captive power generation plant for a maximum period of 3 years from.............................i.e., the date of implementation of the project as envisaged by the purchase order No………………..dated………………………or till the completion of the project implementation, whichever is earlier.
7. This Certificate is issued as per the Govt. Orders cited at reference (1) & (2) above.
8. The enterprise has to fulfill the conditions as prescribed in the Govt. Order cited at ref (1) above.

DIRECTOR
IT & BT

ANNEXURE - 19

PROFORMA FOR ENTRY TAX CERTIFICATE TO DURING OPERATIONAL PHASE (UNDER SEMICONDUCTOR POLICY 2010)

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the ....
Date: ....

CERTIFICATE

Sub: Exemption of Entry Tax to M/s...

Ref : 1. .G.O.No. ITD 10 PRM 2008 Dt 25-2-2010

2. F.D. Notification No. (i) ....

3. Application dated: .... of M/s. ....

This is to certify that

1. M/s. .... is a Micro/Small / Medium Enterprises/ Large / Mega industry located at .... taluk, ... District.
2. The enterprise is registered vide No. .... Dated :........................ for manufacture of .... with DIT.
3. The enterprise is located at zone 1 / 2/3 as classified in the Govt.Order cited at ref (1) above.
4. It is a new enterprise/enterprise proposed to undertake expansion/diversification/ modernization and cleared in DLSWCC / SLWCC / SHLCC for establishment of .... , with a total investment of Rs. ....
5. The value of fixed assets invested is as below :

Sl.No	Description	Investment (Rupees)
1	Land and site development	
2	Buildings and other civil structures	
3.	Plant and Machinery including co- generation power plant.	
4.	Other fixed assets	
5.	Miscellaneous	
	Total.	

6. The enterprise is eligible for Entry Tax Exemption on the entry of any goods for use as raw materials, inputs, component parts and consumables (excluding petroleum products like crude oil, petrol, diesel, super light diesel oil, bitumen (asphalt) tar, furnace oil, break fuel or clutch fluid, transformer oil, coolants, white oil, hexane, lubricating oil, petroleum jelly, naphtha and LSHS used as consumables or for captive power generation enterprises) for a period of 5 years from................................i.e., the date of commencement of commercial production, as envisaged by the Invoice/Bill No............................dated...............................
7. Certified that no part of Fixed Assets other than Land & Building claimed above is old/used/second hand with the exception of those imported from outside the country.
8. This Certificate is issued as per the Govt. Orders cited at reference (1) & (2) above.
9. The enterprise has fulfilled the conditions of local employment as prescribed in the Govt. Order cited at ref(1) above

DIRECTOR
IT & BT

ANNEXURE - 20

PROFORMA FOR ENTRY TAX EXEMPTION CERTIFICATE TO 100% EOUS
(UNDER SEMICONDUCTOR POLICY 2010)

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the ....
Date: ....

CERTIFICATE

Sub: Exemption of Entry Tax to 100% EOU enterprise viz., M/s. ....

Ref : 1. G.O.No. ITD 10 PRM 2008 Dt 25-2-2010

2. F.D. Notification No..(ii) ....

3. Application dated: .... of M/s. ....

This is to certify that

(i) M/s. .... is a Micro/Small / Medium Enterprises/ Large / Mega industry located at .... taluk, ... District.

(ii) The enterprise is registered vide No. .... Dated: .... for manufacture of ....with DIT

(iii) The enterprise is registered as 100% EOU vide No. …………………… dtd: with Development Commissioner,..., Government of India.

(iv) The enterprise is located at zone 1 / 2/3 /4 as classified in the Govt.Order cited at ref (1) above. (v) It is a new enterprise/enterprise proposed to undertake expansion/diversification/modernization and cleared in SLWCC / SHLCC for establishment of ...., with a total investment of Rs. ....

(vi) The value of fixed assets invested as proposed in the project report is as below :

Sl.No	Description	Investment (Rupees)
1	Land and site development	
2	Buildings and other civil structures	
3.	Plant and Machinery including co- generation power plant.	
4.	Other fixed assets	
5.	Miscellaneous	
	Total.	

(vii) The enterprise is eligible for 100% Entry Tax Exemption on Plant and Machinery and on Capital goods for a period of 3 years from..................................i.e., the date of commencement of project implementation as envisaged by the purchase order No.........................dated..........................

(viii) This Certificate is issued as per the Govt. Orders cited at reference (1) & (2) above.

(ix) The enterprise has fulfilled the conditions of local employment as prescribed in the Govt. Order cited at ref(1) above.

DIRECTOR
IT & BT

ANNEXURE - 21

PROFORMA FOR ENTRY TAX EXEMPTION CERTIFICATE TO EOU'S
(UNDER SEMICONDUCTOR POLICY 2010)

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the ....
Date: ....

CERTIFICATE

Sub: Exemption of Entry Tax to EOU enterprise viz., M/s. ....

Ref: 1. G.O.No. ITD 10 PRM 2008 Dt 25-2-2010
2. F.D. Notification No..(iii) ....
3. Application dated: .... of M/s. ....

This is to certify that

(i) M/s. .... is a Micro/Small / Medium Enterprises/ Large / Mega industry located at .... taluk, ... District.

(ii) The enterprise is registered vide No. .... Dated: .... for manufacture of .... with DIT.

(iii) The enterprise is located at zone 1 / 2/3 /4 as classified in the Govt.Order cited at ref (1) above.

(iv) It is a new enterprise/enterprise proposed to undertake expansion/diversification/modernization and cleared in SLWCC / SHLCC for establishment of.. , with a total investment of Rs. ....

(v) The value of fixed assets invested is as below :

Sl.No	Description	Investment (Rupees)
1	Land and site development	
2	Buildings and other civil structures	
3.	Plant and Machinery including co- generation power plant.	
4.	Other fixed assets	
5.	Miscellaneous	
	Total.	

The enterprises turnover during last........................years is as follows :

Period	Total turnover	Local sales	Export turnover	Percentage of export.

(vi) The enterprise is eligible for 50% entry tax exemption on the entry of any goods for use as raw materials, inputs, component parts and consumables (excluding petroleum products like crude oil, petrol, diesel, super light diesel oil, bitumen (asphalt) tar, furnace oil, break fuel or clutch fluid, transformer oil, coolants, white oil, hexane, lubricating oil, petroleum jelly, naphtha and LSHS used as consumables or for captive power generation enterprises) for a period of 3 years from.........................i.e., the date of commencement of commercial production, as envisaged by the Invoice/Bill No.........................dated....................................

(vii) This Certificate is issued as per the Govt. Orders cited at reference (1) & (2) above.

(viii) The enterprise has fulfilled the conditions of local employment as prescribed in the Govt. Order cited at ref(1) above.

DIRECTOR
IT & BT

ANNEXURE - 22

FORMAT FOR REFUND OF CERTIFICATION CHARGES TO 100%
EOUS AND OTHER EOUS (UNDER SEMICONDUCTOR POLICY 2010)

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the ....
Date: ....

OFFICE ORDER

Sub: Refund of certification charges to M/s. ....
Ref : 1. G.O.No. ITD 10 PRM 2008 Dt 25-2-2010
2. Application dated :............... of M/s. ....

This is to certify that

1. M/s. .... is a Micro/Small / Medium Enterprises/ Large / Mega industry located at .... taluk, ... District.
2. The enterprise is registered vide No. .... Dated: .... for manufacture of .... with DIT.
3. The enterprise is registered as 100% EOU vide No. ……………. dtd: with Development Commissioner, Government of India or the unit is certified as other EOU having fulfilled 25% export obligation.
4. The enterprise is located at zone 1 / 2/3 /4 as classified in the Govt. Order cited at ref(1) above.
5. It is a new enterprise/undertaken expansion/diversification/ modernization and cleared in SLWCC / SHLCC for establishment of .... , with a total investment of Rs. ....

The value of fixed assets created is as below:

Sl.No	Description	Investment (Rupees)
1	Land and site development	
2	Buildings and other civil structures	
3.	Plant and Machinery including co- generation power plant.	
4.	Other fixed assets	
5.	Miscellaneous	
	Total.	

6. M/s .... has incurred a total expenditure of Rs.................................... towards.. As per the Semiconductor Policy - 2010 cited under ref (1), the enterprise is eligible for reimbursement to the extent of 50% of the expenses subject to a maximum of Rs.2 lakhs, accordingly the enterprise is entitled for refund of Rs. ....only.
7. M/s.. has to claim this amount on payee's receipt duly countersigned by the Director, IT & BT
8. The expenditure in this behalf is debitable to Head of Account..

DIRECTOR
IT & BT

ANNEXURE - 23

APPLICATION FORM FOR SANCTION OF INVESTMENT SUBSIDY FOR SETTING UP OF EFFLUENT TREATMENT PLANT (ETPs). UNDER Semiconductor Policy 2010

(A) FORMAT FOR ENTERPRISES COVERED UNDER VAT, ESI, EPF AND WITH OR WITHOUT POWER.

1	Name and address of the enterprise		
2	Zone-As per Semiconductor Policy 2010		
3	Location of the Enterprise		
4	Registration No. and date (as mentioned in EM/IEM/IL)		
5	Products manufactured/processes.		
6	Constitution of the industry (Proprietary/Partnership/Pvt/Ltd/Com)		
7	Whether the enterprise belongs to Special Category entrepreneur. Please specify. (Women/SC/ST/PH/Ex-Servicemen and others)		
8	Project cost details.	Main enterprise	ETP
	1. Land		
	2. Building		
	3. Plant and Machinery		
	4. Others		
	5. Working Capital		
	Total		
9	Date of Commercial Production		
10	CFE & CFO Issued by KSPCB		
11	Environment Clearance Certificate (ECC) issued by DFEE / MOEF (Wherever applicable)		
12	Environment Management Plan (EMP)		
13	Compliance Certificate to the consent condition from KSPCB and certification for investment on ETP		
14	Actual Investment details	Main enterprise	ETP
	1. Land		
	2. Building		
	3. Plant & Machinery		
	4. Other fixed assets (please specify)		
	Total		
15	Name of the Term Loan lending Financial Institution/Bank.		
	1. Date of loan sanction		
	2. Amount of loan sanction		
	3. Amount of loan release.		
	4. Date of first loan release.		

Along with the above information, the following documents have to be enclosed:

I. Investment certificate in the prescribed form issued by the financial institution/Bank
II. Investment certificate in the prescribed format issued by the Chartered Accountant
III Statement of fixed assets in the prescribed format certified by the enterprise
IV. Engineers/Architects Certificate in the prescribed format regarding investment on building
V. Employment details

Declaration by the applicant :

I / We hereby certify that the particulars given above are to the best of my /our knowledge and belief and true are correct.

Place :

Date :

Signature(s)
Name & Designation
(with seal of the company)

ANNEXURE - 24

STATEMENT OF FIXED ASSETS CREATED BY THE ENTERPRISE FOR CLAIMING INVESTMENT SUBSIDY FOR ETPS. UNDER SEMICONDUCTOR POLICY 2010

(A) Detailed Statement of Fixed Assets Created By the Enterprise excluding ETP:

Sl. No.	Particulars on the fixed assets	From whom purchased	Date of placement of order	Date of invoice/ Bills	Amount of Bills/Invoice	Date of payments	Mode of Payments	Voucher / Bills Receipts No. Date	Remarks
1	Land & Land Developments	1) 2)							
2	Building	1) 2)							
3	P&M and other Productive assets	1) 2)							
4	Transportation & Transit Insurance	1) 2) 3)							
5	Erection								
6	Electrification								
7	Other fixed assets								
	TOTAL								

(B) Detailed Statement of Fixed Assets Created By the Enterprise for ETP:

Sl. No	Particulars on the fixed assets	From whom purchased	Date of placement of order	Date of invoice/ Bills	Amount of Bills/Invoice	Date of payments	Mode of Payments	Voucher / Bills Receipts No. Date	Remarks
1	Land & Land Developments	1) 2)							
2	Building	1) 2)							
3	P&M and other Productive assets	1) 2)							
4	Transportation & Transit Insurance	1) 2) 3)							
5	Erection								
6	Electrification								
7	Other fixed assets								
				TOTAL					

Signature of the Proprietor / Partner/
Managing Director of the Enterprises.

PART- B

Certified that verification has been done by me in respect of Vouchers / Bills at Sl. No………………………..with reference to originals produced by the Enterprises and found correct.

No items for which subsidy is in admissible is included in the statement.

Following items which are included in statements are disallowed as they are not eligible for subsidy for the reasons stated against each items.

1)

2)

3)

DIRECTOR
IT & BT/ AMD, KBITS

ANNEXURE - 25

FORMAT FOR CLAIMING GRANTS FROM HEAD OFFICE TOWARDS REIMBURSEMENT OF LAND CONVERSION FINE ON QUARTERLY BISIS

(i.e., quarter ending as on ……………) under Semiconductor Policy 2010

Sl. No.	Name and address of the enterprise	Whether micro/ Small/ Medium/ Large/ Mega/	Location (i.e, zone)	Product	Date of production	Extent of Land Conversion	Amount of Conversion Fine paid.
1	2	3	4	5	6	7	8

%age of Conversion Fine Exemption entitlement. refund.	New or expansion	Date of Land conversion	Eligible amount for	Category of enterprise (i.e., SC/ ST / Women / PH / Ex-Servicemen)	Remarks
9	10	11	12	13	14

1. Certified that the above enterprises are covered under Semiconductor Policy 2010 only.
2. Certified that the above enterprises have furnished all the required documents and eligible for the reimbursement of Land Conversion Fine.

DIRECTOR
IT & BT

ANNEXURE - 26

FORMAT FOR FILING QUARTERLY RETURNS TO GOVERNMENT IN RESPECT OF ENTRY TAX EXEMPTION CERTIFICATES ISSUED TO MSMEs (i.e., quarter ending as on…..)
(UNDER SEMICONDUCTOR POLICY 2010)

Sl No.	Name and address of the unit	Location (Zone /Policy)	Product	Date of production	Type of unit i.e., Micro/ Small/ Medium
1	2	3		4	5

Category of the unit (SC/ST/PH/ Women/ Ex-Service Men)	Entry Tax Exemption for project implementation or operational period.	Value of Plant and Machinery or project cost.	New unit or expansion	Remarks
6	7	8	9	10

DIRECTOR
IT & BT

ANNEXURE – 27

FORMAT FOR FILING QUARTERLY RETURNS TO GOVT IN RESPECT OF ENTRY TAX EXEMPTION CERTIAFICATES ISSUED TO 100% EOUs and other EOUs under MSMEs (i.e., QUARTER ENDING AS ON ………..) (UNDER SEMICONDUCTOR POLICY 2010)

Sl No.	Name and address of the unit	Location (Zone/ Policy)	Product	Date of production	Type of unit i.e., Micro/ Small/ Medium	Whether 100% EOU or other than EOUs
1	2	3	4	5	6	7

Category of the unit (SC/ST/PH/ Women/ Ex-Service Men)	Value of Plant and Machinery or project cost	New unit or expansion	Remarks
8	9	10	11

DIRECTOR
IT & BT

ANNEXURE - 28

FORMAT FOR CLAIMING GRANTS FROM GOVT TOWARDS REIMBURSEMENT OF CERTIFICATION CHARGES TO 100% EOUs AND OTHER EOUs ON QUARTERLY BASIS (i.e., quarter ending as on ………………..) (UNDER SEMICONDUCTOR POLICY 2010)

Sl. No.	Name & address of the enterprise	Product	Date of production	Type of Certification obtained	Certification amount paid	Whether micro/ Small/ medium
1	2	3	4	5	6	7

Location (i.e., zone)	New or expansion	Category (SC/ST/ Women/ PH/ Ex-Servicemen)	Amount paid for certificate.	Eligible amount for refund	Whether 100% EOU or other EOU.	Remarks.
8	9	10	11	12	13	14

1. Certified that the above enterprises are covered under Semiconductor Policy 2010 period.
2. Certified that the above enterprises have furnished all the required documents and eligible for the refund.

DIRECTOR
IT & BT

ANNEXURE - 29

FORMAT FOR ISSUE OF SANCTION ORDER IN RESPECT OF
ETP SUBSIDY UNDER SEMICONDUCTOR POLICY 2010

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the Director
No.9, UNI Building
Millers Road,Vasanthnagar
Bangalore

CAPITAL SUBSIDY SANCTION ORDER FOR EFFLUENT TREATMENT PLANT (ETP)

Date: ....

Sub: Sanction of Capital Subsidy to M/s. …………………………. Manufacturing

……………………………………. Product.

Ref: 1. Your application for Investment Subsidy received on ……

2. Government Order No. ITD 10 PRM 2008 Dt 25-2-2010

We are pleased to inform you that the Committee for sanction of capital subsidy for ETP in its meeting held on…………….. has sanctioned a subsidy of Rs. ……………................ (Rs. …………. only) to your enterprise at……………………………….. on the basis of the investment made by you on Air Pollution Control equipments and/or Water Pollution Control enterprises and its fixed assets. The committee has accepted the investment as detailed below:

a)	Air pollution control equipments and its fixed assets.	Rs.
b)	Water pollution control enterprises and its fixed assets.	Rs.
c)	Others	Rs.
	Total	Rs.

Accordingly, the amount of capital subsidy to which you are eligible is determined at Rs. ……………….. (Rs………………… only) at 50% of the above investment under Semiconductor Policy 2010 and limited to…………………

You shall have to execute an agreement and draft of which is enclosed to this sanction order. The original agreement should be on Stamp paper of Rs.100/-. The agreement should be executed by the proprietor in case of proprietary concern, by one or more Directors duly authorized by the Board of Directors of the company. The execution of the agreement should be under the common seal of the company, by all the partners in case of partnership concern. However, if any one of the partners holds a general power of attorney, he may execute the agreement on behalf of the remaining partners and furnish a certified true copy of the power of attorney. When the agreement is executed by a holder of general power of attorney, a certificate signed by all the partners on behalf of the firm to the effect that the general power of attorney is in force and not revoked as on the date of execution of the agreement, should be furnished.

Erasures, if any, should be properly attested No blank should be left in the agreement form. The above agreement should be executed in the presence of Officer In charge, AMD, KBITS The sanction of this capital subsidy is subject to following conditions.

If the State Government is satisfied that the 50% capital subsidy has been obtained by mis- representation of the essential facts, furnishing of false information or if the enterprise goes out of production within one year after receipt of subsidy,, the State Government shall have the right to claim refund of the capital subsidy of Rs…………… sanctioned, together with interest as the State Government may charge.

The grantee shall notchange the location of the whole or any part of the industrial enterprise or effect an,contraction or disposal of a part of its total fixed capital investment within a period of oneyealafterthe enterprise receivesthis grant.

In the event of the capital subsidy being sanctioned, while at a later date found to be not actually due, the grantee shall refund to Government. Such portion or whole amount as determined by the Directorate of IT&BT. In the event of the grantee failing of refund such amount, the same shall be recovered as arrears of land revenue.

Where the industrial enterprise goes out of production or remains closed without production activities within one year from the date of receipt of subsidy except in case where the enterprise remain out of production for short period extending not more than six months due in reasons beyond control, such as shortage of raw materials, power etc, the grantee shall refund to Government the entire subsidy received.

If the enterprise fails to refund the subsidy amount the same shall be recovered as arrears of land revenue. The capital subsidy sanctioned herein is in the nature of "Grant-in-aid" and shall not be construed as a "contract" with Government of Karnataka. The grantee shall not exercise his right of privity of contract in the matter of release of subsidy by Government of Karnataka, who shall release the subsidy amount as and when the grantee is eligible for the same, in such proportions and installments as the Government may regulate. The subsidy sanctioned will be released only through the concerned Financial Institutions/ Banks.

DIRECTOR
IT & BT

ANNEXURE – 30

GOVERNMENT OF KARNATAKA
DEPARTMENT OF IT & BT

No............

Office of the Director
No.9, UNI Building
Millers Road,Vasanthnagar
Bangalore

CAPITAL SUBSIDY SANCTION ORDER FOR ANCHOR ENTERPRISE UNDER SEMICONDUCTOR POLICY 2010

Date: ....

Sub: Sanction of Capital Subsidy to M/s. …………………………. Manufacturing …………………………………… Product.

Ref: 1. Your application for Investment Subsidy received on ……
2. Government Order .No. ITD 10 PRM 2008 Dt 25-2-2010

We are pleased to inform you that the Committee for sanction of capital subsidy for Anchor enterprise subsidy in its meeting held on ……………. has sanctioned a subsidy of Rs. ………………………(Rs……..…. only) to your enterprise at ……………………………….. on the basis of the investment made by you on

fixed assets. The committee has accepted the investment as detailed below:

a)	Land	Rs.
b)	Building	Rs.
c)	Plant and machineries.	Rs.
d)	Other assets	Rs.
	TOTAL	Rs.

Accordingly, the amount of capital subsidy to which you are eligible is determined at Rs. 100.00 lakhs (Rs. One hundred lakh only) in accordance with the Semiconductor Policy 2010.

You shall have to execute an agreement and draft of which is enclosed to this sanction order. The original agreement should be on Stamp paper of Rs.100/-. The agreement should be executed by the proprietor in case of proprietary concern, by one or more Directors duly authorized by the Board of Directors of the company. The execution of the agreement should be under the common seal of the company, by all the partners in case of partnership concern.

However, if any one of the partners holds a general power of attorney, he may execute the agreement on behalf of the remaining partners and furnish a certified true copy of the power of attorney. When the agreement is executed by a holder of general power of attorney, a certificate signed by all the partners on behalf of the firm to the effect that the general power of attorney is in force and not revoked as on the date of execution of the agreement, should be furnished.

Erasures, if any, should be properly attested No blank should be left in the agreement form.

The above agreement should be executed in the presence of Officer In charge, Director, IT&BT The sanction of this capital subsidy is subject to following conditions.

If the State Government is satisfied that the capital subsidy has been obtained by mis- representation of the essential facts, furnishing of false information or if the enterprise goes out of production within one year after receipt of subsidy,, the State Government shall have the right to claim refund of the capital subsidy of Rs. 100.00 lakhs sanctioned, together with interest as the State Government may charge.

The grantee shall notchange the location of the whole or any part of the industrial enterprise or effect an,contraction or disposal of a

part of its total fixed capital investment within a period of oneyealafterthe enterprise receivesthis grant.

In the event of the capital subsidy being sanctioned, while at a later date found to be not actually due, the grantee shall refund to Government. Such portion or whole amount as determined by the Director, IT&BT. In the event of the grantee failing of refund such amount, the same shall be recovered as arrears of land revenue.

Where the industrial enterprise goes out of production or remains closed without production activities within one year from the date of receipt of subsidy except in case where the enterprise remain out of production for short period extending not more than six months due in reasons beyond control, such as shortage of raw materials, power etc, the grantee shall refund to Government the entire subsidy received.

If the enterprise fails to refund the subsidy amount the same shall be recovered as arrears of land revenue.

The capital subsidy sanctioned herein is in the nature of "Grant-in-aid" and shall not be construed as a "contract" with Government of Karnataka. The grantee shall not exercise his right of privity of contract in the matter of release of subsidy by Government of Karnataka, who shall release the subsidy amount as and when the grantee is eligible for the same, in such proportions and installments as the Government may regulate. The subsidy sanctioned will be released only through the concerned Financial Institutions/ Banks.

DIRECTOR
IT & BT

ANNEXURE - 31

FORMAT FOR UNDERTAKING TO BE EXECUTED FOR ETP/ANCHOR UNITS INVESTMENT SUBSIDY (UNDER SEMICONDUCTOR POLICY 2010)

UNDERTAKING

The undertaking executed this day.............200........by...carrying on the business of.....................................under the name and style of M/s...herein after called the 'Grantee' of the one part in favor of the Governor of Karnataka, represented by the Director of IT & BT herein after called the Government of other part WITNESSETH.

Where as State Level Clearance Committee...............................vide Order No........................ dated......................... has sanctioned an Investment Subsidy of Rs........................(Rs..only) under the Government of Karnataka scheme of Package of Incentives and Concessions (Semiconductor Policy 2010) new Industrial investment made in the State of Karnataka to the grantee for the purpose of his enterprise.

only) under the Government of Karnataka scheme of Package of Incentives and Concessions (Semiconductor Policy 2010) new Industrial investment made in the State of Karnataka to the grantee for the purpose of his enterprise.

In consideration of the grant of Rs......................(Rs...only) as per the Order No. ....dated.......................of the Director, IT & BT the receipt whereof the grantee hereby acknowledges, the grantee agree and covenants as follows:

(i) If the State Government/Financial Institution concerned is satisfied that the investment subsidy has been obtained by misrepresentation of essential fact, furnishing false information after the reimbursement of full subsidy, the State Government/Financial Institution concerned shall have the right to claim refund of the grant/subsidy of Rs………….. (Rs……………. Only) paid to the grantee together with such interest as the State Govt /Financial Institution concerned may charge.

(ii) In the event of the subsidy being sanctioned, which at later date is found to be not actually due, the grantee shall refund to Government such portion or the whole amount as determined by the Director, IT & BT. On failure to do so, such amount shall be recovered by the Government as arrears of land revenue.

(iii) That this grant shall not be construed as a contract and shall be in the nature of Grant-in-Aid only and the provisions of the Indian Contract Act or that of Specific Relief Act or any other relative statutory Acts/Provisions shall not apply in the instant case.

(iv) That the grantee shall not exercise his right of claiming release/reimbursement of subsidy amount out of-turn either directly or through his attorney and that the decision of the Government in the matter of periodic release based on the availability of funds shall be final and binding on the grantee.

(i) The Grantee shall undertake to provide employment to local people in accordance with Dr. Sarojini Mahishi Report and maintain the same at least for a period of five years from the date of release of the subsidy amount. In case the unit fail to do shall bound to return the investment subsidy amount to the Government.

SCHEDULE:

Sl.No.	Particulars	Investment details (in rupees)
1	Land	Rs.
2	Building	Rs.
3.	Plant and Machinery	Rs.
4.	Erection / Electrification / transportation, etc.,	Rs.
5.	Other fixed assets (Please specify)	Rs.
	TOTAL	

In witness whereof the Grantee has set his hand the.....................................day of....................................... two thousand............................. first above mentioned.

Witness:

1.

2.

Signature of the Grantee1.

//Common Seal of the Company// Shall be affixed here.

"Attested"

DIRECTOR
IT & BT

ANNEXURE - 32

DETAILS OF ESI/EPF CONTRIBUTION PAID BY THE ENTERPRISE: IN RESPECT OF ENTERPRISES COMING UP IN LOW HDI DISTRICTS. (UNDER SEMICONDUCTOR POLICY 2010)

UNDERTAKING

Name and address of the enterprise	Product	Name of the bank	Date of production	No.of employees covered under ESI/EPF	
1	2	3	4	5	
				Local	Outsiders

EPF paid with dates and amounts in a year (ie only employers contribution)		ESI paid with dates and amounts in a year (ie only employers contribution)		Total Amount of EPF & ESI admissible in a year.	Remarks
6		7		8	9
Amt paid	Date of payment	Amt	Date		

Certified that above informations are true and correct

Name and Designation of the Enterprise

Certified that the above details are verified and found to be correct

DIRECTOR
IT & BT

ANNEXURE - 33

FORMAT OF CERTIFICATE TO BE ISSUED FROM BANK FOR CLAIMING INTEREST SUBSIDY:
(UNDER SEMICONDUCTOR POLICY 2010)

UNDERTAKING

Name and address of the enterprise	Product	Name of the bank	Date of sanction of loan and amount.	Amount of loan released with dates.	Rate of interest charged by bank.
1	2	3	4	5	6

Repayment schedule			Amount of principal and interest paid in a year [ie financial year]			Amount of interest subsidy admissible	Remarks
7			8			9	10
Principal amt	Interest	Due date	Principal	Interest	Date of payment		

Name and signature of the Bank Manager

ANNEXURE - 34

PROFORMA FOR CLAIMING REIMBURSEMENT OF ESI/EPF CONTRIBUTION PAID BY THE ENTERPRISE IN RESPECT OF ENTERPRISES FOLLOWING RESERVATION POLICY (UNDER SEMICONDUCTOR POLICY 2010)

UNDERTAKING

Name and address of the enterprise	Product	Name of the bank	Date of Production	No.of employees covered under ESI/EPF	
1	2	3	4	5	
				Local	Outsiders

EPF paid with dates and amounts in a year (ie only employers contribution)		ESI paid with dates and amounts in a year (ie only employers contribution)		Total Amount of EPF & ESI admissible in a year.	Remarks
6		7		8	9
Amt Paid	Date of payment	Amt	Date		

Certified that above informations are true and correct

Name and Designation of the Enterprise

Certified that the above details are verified and found to be correct

AMD, KBITS

It is certified that the enterprise has employed employees as prescribed in the reservation policy of the State coming under reserved category.

DIRECTOR
IT & BT

ANNEXURE – 35

FIXED INVESTMENT CERTIFICATE FROM THE BANK/FINANCIAL INSTITUTIONS (ETP's) (UNDER Semiconductor Policy 2010)

M/s...of (location of the unit).. ....have been disbursed as on this date amounts under the loan amounting to Rs. ....sanctioned under....................................letter No....................Dated;....................as shown below:

a) Term loan sanctioned	Date:	Amount in Rs.
b) Loan amount disbursed on	Date	Amount (Rs)
i)		
ii)		
iii)		
Total amount disbursed up to date.		
c) Value of investment in fixed assets.	As per project appraisal (Rs.)	Actual investment (mention period) (Rs.)
A) Land (excluding lease hold) i) For entire unit excluding ETP ii) For ETP only		
B) Building' (excluding residential, quarters, guest houses). i) For entire unit excluding ETP ii) For ETP only.		
C) Plant and Machinery i) For entire unit excluding ETP ii) For ETP only		
D). Other Assets (please specify): i) For entire unit excluding ETP ii) For ETP only		

Certified that the sanction of financial assistance to M/s. ....for the plant at...has been considered on the basis of the company's assessed requirement of factory buildings and the cost is estimated at Rs. ....as per the project report.

We certify that this investment certificate is issued after verifying the bills and vouchers made available by the unit for purposes of release of term loan installments and based on the physical verification of the inspecting officers. Items for which subsidy is not admissible are not included in the investment certified above.

We further certify that the investment made after...............................are only included.

We are in possession of relevant bill and vouchers on which this investment certificate is issued and we agree to make available the same as and when required for any verification purpose before the loan liability is discharged

NOTE :

1. Please specify the period during which investment has been made on land building and plant and machinery.
2. Please furnish the list of machineries with corresponding value.
3. The investment made on old machines/building should be excluded.
4. Investment made earlier to the date of eligibility for subsidy should not be Included.

Signature of the Branch
Manager/Manager/Agent

Place :

Date : (Name of the Institution)

//SEAL//

ANNEXURE - 36

CHARTERED ACCOUNTANT CERTIFICATE (for ETP) REQUIRED
UNDER SEMICONDUCTOR POLICY 2010

Name of the Chartered Accountant..We hereby certify that M/s...(name of the indl.enterprise) Have acquired the following fixed assets up to..for the enterprise at ....(address) for manufacture of ....(name of products).

Item of fixed assets.	Period during which investment is made(date of payment)		Value Rs.
1. Land			
i) For entire enterprise excluding ETP ii) For ETP only			
2. Factory building (please specify period.			
i) For entire enterprise excluding ETP			
a. Amount paid to the Building contractors	From	To	Rs.
b. Amount paid for building materials	From	To	Rs.
c. Amount paid for wages and Salaries etc, for the Building constructions.	From	To	Rs.
(excluding architect's fees and wages paid for supervision staff etc)			
ii) For ETP only:			
a. Amount paid to the Building contractors	From	To	Rs.
b. Amount paid for building materials	From	To	Rs.
c. Amount paid for wages and Salaries etc, for the Building constructions.	From	To	Rs.
(excluding architect's fees and wages paid for supervision staff etc)			
4. Electrical installations (excluding KEB deposits) i) For entire enterprise excluding ETP ii) For ETP only			Rs.
5. Plant and Machinery i) For entire enterprise excluding ETP ii) For ETP only			Rs.
6. Loading, unloading, transportation, erection expenses etc i) For entire enterprise excluding ETP ii) For ETP only			Rs.
7. Misc. fixed assets(Please specify items) i) For entire enterprise excluding ETP ii) For ETP only			Rs.

We have checked the books of account of the enterprise, bills, invoices and payment vouchers, etc, and certify that the aforesaid information is verified and certified to be true. We also certify that all the aforesaid items have been duly paid for and no credit is raised against them in the books of the enterprise.

Certified that the investments certified above do not include items for which subsidy is not allowed. Expenditure incurred on following items are not included.

A. LAND

i) Value of the open land not utilized for construction, leaving the area proposed for immediate expansion.

ii) Expenditure incurred for land scraping for beautification and expenditure on unsuccessful open wells/bore wells.

B. BUILDING

I) Expenditure on unproductive construction like guest house, workers/staff quarters, canteens, cycle/scooter stands, garages, etc.

ii) Expenditure incurred on beautification of buildings, arches, decorative lights including street lights, furniture and air conditioners, water coolers, refrigerators such of the gadgets not directly connected with production.

iii) Expenditure incurred on the purchase of old buildings.

C. PLANT AND MACHINERY

i) All consumable materials like tool bits, files, oils, etc.

ii) Investments on tools jigs/fixtures, moulds etc, which are required repeatedly, should not be allowed for the second time and onwards. While considering the investments made on first purchases, only the required quantify of such items are to be allowed. Extra quantities taken as spares are not to be allowed.

iii) Second hand machines purchased shall not be included.

Date :
Place : //SEAL//

CHARTERED ACCOUNTANT

ANNEXURE 37

List of pipeline status of enterprises eligible for sanction of Capital Investment Subsidy under Semiconductor Policy.

A) For Bank/Financial institutions assisted cases:

Sl. No	Name & address of the enterprise	Products	Bank name and loan amount	Date of loan sanctioned and 1st release.	New enterprise/ Exp/Modz/ Diverf.
1	2	3	4	5	6

Value of fixed assets	Approximate subsidy amount.	Date of PRC/ EM Part I	Date of PMT/ EM Part II	Date of production.	Remarks.
7	8	9	10	11	12

Certificates:

1) Certified that the subsidy is not sanctioned earlier to above enterprises.

2) Certified that the enterprises have furnished all the relevant documents for the purpose of sanction of subsidy.

3) Certified that all the above enterprises are inspected by the AMD, KBITS and found that they are in working condition and eligible for sanction of Capital Investment Subsidy

B) For self financed cases:

Sl. No	Name & address of the enterprise	Products	Date of loan purchase/land conversion/lease agreement.	New enterprise/ Exp/Modz/ Diverf.	Value of fixed assets.
1	2	3	4	5	6

Approximate subsidy amount.	Power service date	Date of PRC/ EM Part I.	Date of PMT/ EM Part II.	Date of production.	Remarks.
7	8	9	10	11	12

Certificates:

1] Certified that the subsidy is not sanctioned earlier to above Enterprises.

2] Certified that the enterprises have furnished all the relevant Documents for the purpose of sanction of subsidy.

3] Certified that all the above enterprises are inspected by the AMD, KBITS and found that they are in working condition and eligible for sanction of Capital Investment Subsidy.

AMD,
KBITS

ANNEXURE - 38

CHARTERED ENGINEER'S / ARCHITECT'S CERTIFICATE (ETP'S) (REQUIRED UNDER SEMICONDUCTOR POLICY 2010)

I, hereby certify that as against the estimated cost of Rs.. (Rupees)……………………………………………....................……………………of the building and civil works For M/s…………………………………………………………………………..............………… for their proposed projects, At Plot No…………………………the unit has so far completed the civil works as under.

01	Value of completed civil works as per the estimates i) For entire unit excluding ETP ii) For ETP only	Rs.
02	Amount certified for payment to the building contractors(Civil and structural) i) For entire unit excluding ETP ii) For ETP only	Rs.
03	Retention Money (from civil contractor) i) For entire unit excluding ETP ii) For ETP only	Rs.
04	Value of materials Utilized for the completed portion of the building i) For entire unit excluding ETP ii) For ETP only	Rs.

The value of completed building certified above does not involve the area Built for guest house, and residential building in the factory site.

It is further certified that built are of the building is absolutely essential for the manufacturing / processing activity of the industry. A detailed estimate sheet is appended to this certificate.

Place: // SEAL// Signature and full address

Date:

ANNEXURE - 39

PROFORMA FOR CLAIMING FUNDS FROM GOVT TOWARDS THE REIMBURSEMENT OF COST INCURRED FOR PREPARATION OF PROJECT REPORT.

(UNDER SEMICONDUCTOR POLICY 2010)

Name and address of the enterprise	Product	Name of the bank.	Date of sanction of loan and amount.	Amount of loan released with dates	Date of production
1	2	3	4	5	6

Amount paid to TECSOK/ CEDOK/ KSFC for preparation of project report.	Admissible amount for refund of cost incurred for preparation of project report	Remarks
7	8	9

DIRECTOR
IT & BT

ANNEXURE - 40

APPLICATION FOR REIMBURSEMENT OF ISO/ISI SERIES CERTIFICATION CHARGES (UNDER SEMICONDUCTOR POLICY 2010)

1. Details of Enterprise a) Name of the Enterprise b) Name of the Entrepreneur c) Constitution d) Office Address e) Factory Address f) Contact Details (Telephones & Mobiles) g) e-Mail h) Website	
2. Product / Products manufactured	
3. EM (PART-II) No. & Date	
4. Investment (Rs. in lakhs) (a) Plant & Machinery (b) Total	
5. Number of Persons Employed	
6. Production during last three years (Rs. in lakhs) a) b) c)	
7. Exports, if any during last three years (Rs. in lakhs) a) b) c)	
8. Details about the ISO/ISI Certificate a) Mention the Series of ISO/ISI Certification and : Certifying Agency (Copy of certificate to be enclosed) b) Date of Issue and Period of Validity c) Reimbursement or Grant or Subsidy already received, if any, from Central Govt. or State Govt.	
9. Enclosures to be submitted along with the Application: a. The copy of the EM (PART-II) (Duly Attested Copy). b. The copy of the ISO/ISI Certificate (DulyAttested copy) c. Detail statement of expenses incurred for : obtaining certificate along with the copies of invoices & receipts. d. Chartered Accountant (CA) Certificate in proof of Investment on Plant & Machinery (Original). e. An Affidavit by the Proprietor/ Partner/: Director of the unit stating that the status of the unit is a Micro, Small Enterprises & also declaratistng that this incentIve has not availed earlier from any other Government Agency (Original). f. Quality Manual of the Company (Duly certified Copy).	

DECLARATION

I, (full name).. S/o.. ....Managing Director/Director/Proprietor/Partner of M/s.. .... (Complete address), do hereby solemnly affirm and declare that the particulars stated above in the application are true and correct to the best of my knowledge, information and belief. In case any of the Statement / Information furnished in the application or documents are found to be wrong or incorrect or misleading, I do hereby bind myself and my / our unit to pay to the Government on demand the full amount received as reimbursement in respect of the above mentioned activity, within 7 (Seven) days of demand being made to me in writing.

Place : Signature and Seal

Date: (Proprietor/Mg. Partner/Chief Executive)

NOTE: Your application for Incentive will be processed only after you complete all the Requirements.

For Office Use

Application No :

Remarks :

ANNEXURE - 41

APPLICATION FOR CLAIMING INCENTIVES FOR PATENT REGISTRATION CHARGES
(UNDER SEMICONDUCTOR POLICY 2010)

1.	Details of Enterprise a) Name of the Enterprise b) Name of the Entrepreneur c) Constitution d) Office Address e) Factory Address f) Contact Details (Telephones & Mobiles) g) e-Mail h) Website	
2.	Product / Products manufactured	
3.	EM (PART-II) No. & Date	
4.	Investment (Rs. in lakhs) (a) Plant & Machinery (b) Total	
5.	Number of Persons Employed	
6.	Production during last three years (Rs. in lakhs) a) b) c)	
7.	Exports, if any during last three years (Rs. in lakhs) a) b) c)	
8.	Details of Patent Registration a) Title of the Invention b) Brief note on Invention	

c) Scope of the Invention d) Date of Filing for Patent Registration e) Patent Registration Number and Date of Grant of Patent f) Advantages of the Invention g) Total Cost of Patent Registration	
9. Enclosures to be submitted along with the Application: a) The copy of the EM (PART-II) (Duly Attested Copy) b) The Copy of Certificate of Patent Registration from Patent Office c) Invention Specifications, Drawings / Diagrams with neatly labeled d) The copy of the ISO / ISI Certificate (If any, Duly Attested copy) e) Detailed statement of expenses incurred towards the Patent Registration along with the copies of invoices & receipts. f) Chartered Accountant (CA) Certificate in proof of Investment on Plant & Machinery (Original). g) An Affidavit by the Proprietor/ Partner/ Director of the unit stating that the status of the unit is a Micro, Small Enterprises & also declaration stating that this incentive has not availed earlier from any other Government Agency (Original).	

DECLARATION

I, (full name).. S/o.. .... Managing Director/Director/Proprietor/Partner of M/s... .... (Complete address), do hereby solemnly affirm and declare that the particulars stated above in the application are true and correct to the best of my knowledge, information and belief. In case any of the Statement / Information furnished in the application or documents are found to be wrong or incorrect or misleading, I do hereby bind myself and my / our unit to pay to the Government on demand the full amount received as reimbursement in respect of the above mentioned activity, within 7 (Seven) days of demand being made to me in writing.

Place : Signature and Seal

Date: (Proprietor/Mg. Partner/Chief Executive)

NOTE: Your application for Incentive will be processed only after you complete all the Requirements.

For Office Use

Application No :

Remarks :

ANNEXURE - 42

APPLICATION FOR INCENTIVE FOR COST OF TECHNOLOGY TRANSFER (UNDER SEMICONDUCTOR POLICY 2010)

1. Details of Enterprise a) Name of the Enterprise. b) Name of the Entrepreneur c) Constitution d) Office Address e) Factory Address f) Contact Details (Telephones & Mobiles) g) e-Mail h) Website	
2. Product / Products manufactured	
3. EM (PART-II) No. & Date	
4. Investment (Rs. in lakhs) (a) Plant & Machinery (b) Total	
5. Number of Persons Employed	
6. Production during last three years (Rs. in lakhs) a) b) c)	
7. Exports, if any during last three years (Rs. in lakhs) a) b) c)	
8. Details of Technology Transfer a) Title of the Technology b) Brief note on Technology c) Name of the Organisation from which Technology Adopted d) Nature of License: Exclusive or Non-Exclusive e) Period of License in Years f) Total Cost of Technology Transfer :	
9. Enclosures to be submitted along with the Application a) The copy of the EM (PART-II) (Duly Attested Copy) b) The Copy of Certificate for successful transfer of technology issued by transferor c) I An Agreement Copy between Transferor and Transferee for Technology Transfer d) The copy of the ISO / BIS Certificate (If any, Duly Attested copy) e) Detailed statement of expenses incurred for technology transfer along with the copies of invoices & receipts. f) Chartered Accountant (CA) Certificate in proof of Investment on Plant & Machinery (Original). g) An Affidavit by the Proprietor/ Partner/ Director of the unit stating that the status of the unit is a Micro, Small Enterprises & also declaration stating that this incentive has not availed earlier from any other Government Agency (Original).	

DECLARATION

I, (full name).. S/o.. .... Managing Director / Director / Proprietor / Partner of M/s... ......(Complete address), do hereby solemnly affirm and declare that the particulars stated above in the application are true and correct to the best of my knowledge, information and belief. In case any of the Statement / Information furnished in the application or documents are found to be wrong or incorrect or misleading, I do hereby bind myself and my / our unit to pay to the Government on demand the full amount received as reimbursement in respect of the above mentioned activity, within 7 (Seven) days of demand being made to me in writing.

Place : Signature and Seal

Date: (Proprietor/Mg. Partner/Chief Executive)

NOTE: Your application for Incentive will be processed only after you complete all the Requirements.

For Office Use

Application No :

Remarks :

ANNEXURE - 43

APPLICATION FOR CLAIMING INCENTIVES FOR ADOPTING ENERGY CONSERVATION MEASURES AND NON-CONVENTIONAL ENERGY RESOURCES
(UNDER SEMICONDUCTOR POLICY 2010)

1. Details of Enterprise a) Name of the Enterprise. b) Name of the Entrepreneur c) Constitution d) Office Address e) Factory Address f) Contact Details (Telephones & Mobiles) g) e-Mail h) Website	
2. Product / Products manufactured	
3. EM (PART-II) No. & Date	
4. Investment (Rs. in lakhs) (a) Plant & Machinery (b) Total	
5. Number of Persons Employed	
6. Production during last three years (Rs. in lakhs) a) b) c)	
7. Exports, if any during last three years (Rs. in lakhs) a) b) c)	
8. Details of Energy Conservation Measures / Non-Conventional Energy Sources a) Mention the Energy Consumption in last three years	

b) List the Energy Conservation Measures with their scope and advantages (Add separate pages if the space is insufficient) c) The amount of energy consumption after the measures for a period of six months d) Whether the Enterprise is using the non- conventional energy sources for their energy requirement? Yes or No e) If the answer is Yes to the above, then specify the type of the Non-Conventional Energy Sources used along with their Capacity f) Total investment on the Energy Conservation Measures / Use of Non-Conventional Energy Sources	
9. Enclosures to be submitted along with the Application a) The copy of the EM (PART-II) (Duly Attested Copy). b) The copy of the ISO / ISI Certificate (If any, Duly Attested copy) c) A Certificate from the Chartered Engineer d) A Certificate from the Bureau of Energy Efficiency or KREDL regarding the specified reduction in the energy consumption e) Detailed statement of expenses incurred towards the Energy Conservation Measures / Non-Conventional Energy Sources along with the copies of invoices & receipts. f) Chartered Accountant (CA) Certificate in proof of Investment on Plant & Machinery (Original). g) An Affidavit by the Proprietor/Partner/Director of the unit stating that the status of the unit is a Small & Medium Enterprises & also declaration stating that this incentive has not availed earlier from any other Government Agency (Original).	

DECLARATION

I, (full name).. S/o.. .... Managing Director / Director / Proprietor / Partner of M/s...(Complete address), do hereby solemnly affirm and declare that the particulars stated above in the application are true and correct to the best of my knowledge, information and belief. In case any of the Statement / Information furnished in the application or documents are found to be wrong or incorrect or misleading, I do hereby bind myself and my / our unit to pay to the Government on demand the full amount received as reimbursement in respect of the above mentioned activity, within 7 (Seven) days of demand being made to me in writing.

Place : Signature and Seal
Date: (Proprietor/Mg. Partner/Chief Executive)

NOTE: Your application for Incentive will be processed only after you complete all the Requirements.

For Office Use

Application No :
Remarks :

ANNEXURE - 44

APPLICATION FOR CLAIMING INCENTIVES FOR ADOPTING RAIN WATER HARVESTING TECHNOLOGY / WASTE WATER RECYCLING / ZERO DISCHARGING
(UNDER SEMICONDUCTOR POLICY 2010)

1. Details of Enterprise a) Name of the Enterprise. b) Name of the Entrepreneur c) Constitution d) Office Address e) Factory Address f) Contact Details (Telephones & Mobiles) g) e-Mail h) Website	
2. Product / Products manufactured	
3. EM (PART-II) No. & Date	
4. Investment (Rs. in lakhs) (a) Plant & Machinery (b) Total	
5. Number of Persons Employed	
6. Production during last three years (Rs. in lakhs) a) b) c)	
7. Exports, if any during last three years (Rs. in lakhs) a) b) c)	
8. Details of Rain Water Harvesting Technology/ Water Recycling / Zero Discharge Process a) The design of the rain water harvesting technology/ Waste Water Recycling/Zero Discharge Process b) Water Storage Capacity in case of rain water harvesting c) Quantity of Processed Water per day & reused by waste water recycling / Zero Discharge Process d) Whether Ground water recharging facility is provided or not? e) Total Cost of rain water harvesting technology / Waste Water Recycling / Zero Discharging Process	
9. Enclosures to be submitted along with the Application a) The copy of the EM (PART-II) (Duly Attested Copy) b) The copy of the ISO / ISI Certificate (If any, Duly Attested copy) c) Detailed statement of expenses incurred towards adopting the rain water harvesting technology / Waste Water Recycling / Zero Discharging Process along with the copies of invoices & receipts. (As in d) Chartered Engineers Certificate for the investment on Construction & installation works for the rainwater harvesting technology / Waste Water Recycling / Zero Discharging Process e) Chartered Accountant (CA) Certificate in proof of Investment on Plant & Machinery (Original) f) An Affidavit by the Proprietor/ Partner/ Director of the unit stating that the status of the unit is a Micro, Small Enterprises & also declaration stating that this incentive has not availed earlier from any other Government Agency (Original).	

DECLARATION

I, (full name)... S/o.. .... Managing Director / Director / Proprietor / Partner of M/s.. (Complete address), do hereby solemnly affirm and declare that the particulars stated above in the application are true and correct to the best of my knowledge, information and belief. In case any of the Statement / Information furnished in the application or documents are found to be wrong or incorrect or misleading, I do hereby bind myself and my / our unit to pay to the Government on demand the full amount received as reimbursement in respect of the above mentioned activity, within 7 (Seven) days of demand being made to me in writing.

Place : Signature and Seal

Date: (Proprietor/Mg. Partner/Chief Executive)

NOTE: Your application for Incentive will be processed only after you complete all the Requirements.

For Office Use

Application No :

Remarks :

ANNEXURE - A

DETAILED STATEMENT OF EXPENDITURE INCURRED FOR OBTAINING ISO/ISI CERTIFICATE

As per the documents and records of M/s. .... with registered office at...and factory is located at...and EM / SSI Registration number.................... Dated............... The enterprise has incurred a total expenditure of Rs........................(Rupees...Only) towards the application fee, assessment / audit fee, annual fee / license fee, training, calibration, and technical consultancy charges etc. for acquiring ISO/ISI Series Certificate from the Certifying Agency viz.,

The categorization of expenditure is as follows:

Sl. No.	Details of Payments	Certifying Agency/ Organization	Amount (Rs.)	Remarks
a)	Application Fee			
b)	Assessment / Audit Fee			
c)	Annual / License Fee			
d)	Calibration/Testing Charges			
e)	Technical Consultancy Charges			
f)	Training Expenses			
	Total			

(Note : The above details of payments must be supported by the duly attested copies of invoices and receipts of payments made towards acquiring the ISO/ISI Series Certificate.)

Place : Signature and Seal

Date: (Proprietor / Mg. Partner / Chief Executive)

ANNEXURE - B

CHARTERED ACCOUNTANT (CA) CERTIFICATE OF INVESTMENT ON PLANT & MACHINERY (ON C.A. LETTER HEAD)

TO WHOM SO EVER IT MAY CONCERN

Verified from the Books of Accounts of M/s .... with their Regd. Office at... and factory located at..., and E.M. No:...dated.......................................that the total investment on Plant and Machinery (original purchase value) of the company as on date of Application i.e., on.. ....or 31stMarch of Preceding financial year stands as Rs.................................. (Rupees...).

Place : Name & Signature of the Chartered Accountant

Date: with Stamp and Membership Number.

ANNEXURE - C

AFFIDAVIT

I, ...S/o. Sri.., aged.............. years, Managing Director / Director / Proprietor /Partner,* M/s...with their Regd. Office at .... & Factory located at..with E.M. No:.. dated:...................... do hereby solemnly affirm and declare as under: The Company / Firm / Establishment has been an Ancillary/Micro / Small Enterprises* unit as per the Govt. of India definition; and has been functional & in production at the time of acquiring ISO/ISI Certification No: .... Date:......................The Company/Firm/Establishment continues to be a Ancillary /Micro / Small Enterprises * unit; and functional & in production as on date. As per books of accounts, the total investment (original purchase value) on plant and machinery in the Company / Firm / Establishment* as on ....is Rs.....................................(As per Chartered Accountant Certificate dated:... to this effect is attached).

(i) That the aforesaid Company / Firm / Establishment (s)* have not availed reimbursement / subsidy / grant / incentive* for acquiring, ISO / ISI Certification under any Scheme operated by Central Govt. / State Govt. / Financial Institution* etc.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have claimed & received reimbursement/subsidy/grant/incentive for acquiring ISO/ISI Certification amounting to Rs............................... (Rupees... ....from......................................(Name of the Central Govt./State Govt. Dept./Financial Institution* vide Draft/ Cheque* No....................... Date................................. of .... (Name of Bank).

(i) That the aforesaid Company / Firm / Establishment(s)* have already applied to (Name of the Central Govt / State Govt/ Financial Institution)* vide application dated............................... for reimbursement/ subsidy/ grant /incentive* for acquiring ISO/ISI Certification.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have not applied to any Central Govt./State Govt./ Financial Institution for reimbursement / subsidy /grant / incentive*, for acquiring ISO/ISI Certification. That after availing reimbursement for ISO/ISI Certification in respect of the said Company / Firm/ Establishment(s)*, I shall disclose this fact on behalf of the said Company /Firm /Establishment(s)* at the time of claiming/ receiving reimbursement/ subsidy/grant/incentive*, if any, under any other similar scheme run by Central Govt./State Govt. /Financial Institutions* etc.

Signed on this day of...Date: ....

DEPONENT

VERIFICATION

I hereby solemnly affirm that the information given above is correct. In case above declaration is found wrong or incorrect or misleading, I do hereby bind myself & my unit and undertake to pay to the Government on demand the full amount received as reimbursement in respect of above mentioned activity, within seven days of the demand being made to me in writing.

DEPONENT

Place :

Date :

Note : * Strike out whichever is not applicable.

(Affidavit must be on Stamp Paper of Value of Rs.20/- duly sworn in before a Public Notary (Duly affixed with Notary Stamp, Notary Seal and Notary Registration number) or First Class Magistrate.)

ANNEXURE - D

DETAILEDSTATEMENT OF EXPENDITURE INCURRED FORADOPTIONOF TECHNOLOGY

As per the documents and records of M/s...with registered office at..and factory is located at.. and EM Part-II number.............................Dated.......................... The enterprise has incurred a total expenditure of Rs..(Rupees..Only) for Granting Patent for its invention from the Certifying Agency / Organisation viz.,...

The categorization of expenditure is as follows :

Sl. No.	Details of Payments	Certifying Agency / Organisation	Amount (Rs.)	Remarks
a)	Patent Office Fee Application Fee (India /Abroad) Prior Art Search Fee Request for Examination Fee Annual Fee			
b)	Attorney Drafting Charges			
c)	Consultancy Charges			
Total				

(Note : The above details of payments must be supported by the duly attested copies of invoices and receipts of payments made towards Patent Registration.)

Place : Signature and Seal
Date : (Proprietor/Mg. Partner/Chief Executive)

ANNEXURE - E

AFFIDAVIT

I, ...S/o. Sri.., aged............... years, inventor Managing Director / Director / Proprietor /Partner,* M/s...with their Regd. Office at .... & Factory located at...with E.M. No:.. dated:....................... do hereby solemnly affirm and declare as under. The Company / Firm / Establishment has been an Ancillary / Micro / Small Enterprises* as per the Govt. of India definition; and has been functional & in production at the time of granting Patent by the Patent Office and Registration No............................... Date.................................

The Company/Firm/Establishment continues to be a Ancillary /Micro / Small Enterprises * and functional & in production as on date.

As per books of accounts, the total investment (original purchase value) on plant and machinery in the Company / Firm / Establishment* as on ....is Rs.....................................(As per Chartered Accountant Certificate dated.. to this effect is attached).

(i) That the aforesaid Company / Firm / Establishment (s)* have not availed reimbursement / subsidy / grant / incentive* for Patent Registration under any Scheme operted by Central Govt. / State Govt. / Financial Institution* etc.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have claimed & received reimbursement/subsidy/grant/incentive for Patent Registration amounting to Rs...........................(Rupees... ....from......................................(Name of the Central Govt./ State Govt. Dept./Financial Institution* vide Draft/ Cheque* No............................ Date...................... of ....(Name of Bank).

(i) That the aforesaid Company / Firm / Establishment(s)* have already applied to.................................. (Name of the Central Govt / State Govt/ Financial Institution)* vide application dated............................... for reimbursement/ subsidy/ grant /incentive* for Patent Registration.

Or

(ii) That the aforesaid Company/Firm/Establishment(s)* have not applied to any Central Govt./State Govt./ Financial Institution for reimbursement / subsidy /grant / incentive*, for Patent Registration. That after availing reimbursement for Patent Registration charges in respect of the Company / Firm/ Establishment(s)*, I shall disclose this fact on behalf of the said Company /Firm /Establishment(s)* at the time of claiming/ receiving reimbursement/ subsidy/grant/incentive*, if any, under any other similar scheme run by Central Govt./State Govt. /Financial Institutions* etc.

Signed on this day of...Date: ....

DEPONENT

VERIFICATION

I hereby solemnly affirm that the information given above is correct. In case above declaration is found wrong or incorrect or misleading, I do hereby bind myself & my unit and undertake to pay to the Government on demand the full amount received as reimbursement in respect of above mentioned activity, within seven days of the demand being made to me in writing.

DEPONENT

Place : Date :

Note : * Strike out whichever is not applicable.

(Affidavit must be on Stamp Paper of Value of Rs.20/- duly sworn in before a Public Notary (Duly affixed with Notary Stamp, Notary Seal and Notary Registration number) or First Class Magistrate.)

ANNEXURE - F

DETAILEDSTATEMENT OF EXPENDITURE INCURRED FORADOPTIONOF TECHNOLOGY

As per the documents and records of M/s...with registered office at...and factory is located at…………………………………………………… and EM / SSI Registration number………………………….Dated...........................The enterprise has incurred a total expenditure of Rs...Rupees...Only) for adopting Technology from the Certifying Agency / Organization viz.,...

The categorization of expenditure is as follows:

Sl. No.	Details of Payments	Certifying Agency / Organisation	Amount (Rs.)	Remarks
a)	Premium Technology Fee			
b)	Technology Royalty Fee			
c)	Calibration/Testing Charges			
d)	Technical Consultancy Charges			
e)	Training Expenses			
Total				

(Note : The above details of payments must be supported by the duly attested copies of invoices and receipts of payments made towards Adopting Technology)

Place : Signature and Seal

Date : (Proprietor/Mg. Partner/Chief Executive

ANNEXURE - G

AFFIDAVIT

I,……………………………………..……… S/o. Sri ...., aged.....................years, Managing Director / Director / Proprietor / Partner,* M/s .... with their Regd. Office at .... & Factory located at ....……………with E.M. No…… dated:....................... do hereby solemnly affirm and declare as under:

The Company / Firm / Establishment has been a Ancillary /Micro/ Small Enterprise* as per the Govt. of India definition; and has been functional & in production at the time of adopting Technology with License No... Date:.......................

The Company/Firm/Establishment continues to be a Ancillary /Micro/ Small Enterprise* and functional & in production as on date.

As per books of accounts, the total investment (original purchase value) on plant and machinery in the Company / Firm / Establishment* as on .... is Rs................................. (As per Chartered Accountant Certificate dated: .... to this effect is attached).

(i) That the aforesaid Company/Firm/Establishment(s)* have not availed reimbursement /subsidy /grant/incentive* for adopting Technology under any Scheme operated by Central Govt. / State Govt. / Financial Institution* etc. Or

(ii) That the aforesaid Company/Firm/Establishment(s)* have claimed & received reimbursement/subsidy/grant/incentive for adopting Technology amounting to Rs.......................... (Rupees ....,) from (Name of the Central Govt. /State Govt. Dept./Financial Institution* vide Draft/Cheque* No.............................. Date............................ of .... (Name of Bank).

(i) That the aforesaid Company / Firm / Establishment(s)* have already applied to (Name of the Central Govt/ State Govt/ Financial Institution)* vide application dated....................... for reimbursement/ subsidy/ grant /incentive* for adopting Technology. Or

(ii) That the aforesaid Company/Firm/Establishment(s)* have not applied to any Central Govt./StateGovt./Financial Institution, for reimbursement / subsidy /grant / incentive*, for adopting Technology.

That after availing reimbursement for adopting Technology in respect of the said Company /Firm/ Establishment(s)*, I shall disclose this fact on behalf of the said Company /Firm /Establishment(s)* at the time of claiming/ receiving reimbursement/ subsidy/grant/incentive*, if any, under any other similar scheme run by Central Govt./State Govt. /Financial Institutions* etc.

Signed on this day of........................ Date.........................

DEPONENT

VERIFICATION

I hereby solemnly affirm that the information given above is correct. In case above declaration is found wrong or incorrect or misleading, I do hereby bind myself & my unit and undertake to pay to the Government on demand the full amount received as reimbursement in respect of above mentioned activity, within seven days of the demand being made to me in writing.

DEPONENT

Place:
Date:

Note:* Strike out whichever is not applicable.

(Affidavit must be on Stamp Paper of Value of Rs.20/- duly sworn in before a Public Notary (Duly affixed with Notary Stamp, Notary Seal and Notary Registration number) or First Class Magistrate.)

ANNEXURE -H

DETAILED STATEMENT OF EXPENDITURE INCURRED FOR ADOPTION OF TECHNOLOGY

As per the documents and records of M/s..with registered office at...and factory is located at ....and EM Part-II number.............................Dated.......................... The enterprise has incurred a total expenditure of Rs..(Rupees...Only) for adopting the Energy Conservation measures or the Non-Conventional Energy.

The categorization of expenditure is as follows

Sl. No.	Details of Payments	Certifying Agency / Organisation	Amount (Rs.)	Remarks
a)	Fixed investments			
b)	Supervision Charges			
c)	Design Charges			
d)	Consultancy Charges			
Total				

:
(Note: The above details of payments must be supported by the duly attested copies of invoices and receipts of payments made towards adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources.)

Place : Signature and Seal

Date : (Proprietor/Mg. Partner/Chief Executive)

ANNEXURE - I

AFFIDAVIT

I,..S/o Sri..., aged.................years, Inventor/ Managing Director/ Director / Proprietor / Partner,* M/s...with their Regd. Office at.................................& Factory located at ....with E.M. No:..dated:...................... do hereby solemnly affirm and declare as under:

The Company / Firm / Establishment has been a Ancillary /Micro/ Small Enterprise* as per the Govt. of India definition; and has been functional & in production at the time of adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources.

The Company/Firm/Establishment continues to be a Ancillary /Micro/ Small Enterprise* and functional & in production as on date.

As per books of accounts, the total investment (original purchase value) on plant and machinery in the Company / Firm / Establishment* as on .... is Rs................................. (As per Chartered Accountant Certificate dated: .... to this effect is attached).

(i) That the aforesaid Company/Firm/Establishment(s)* have not availed reimbursement /subsidy /grant/incentive* for adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources under any Scheme operated by Central Govt. / State Govt. / Financial Institution* etc. or

(ii) That the aforesaid Company/Firm/Establishment(s)* have claimed & received reimbursement/subsidy/ grant/incentive for adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources to Rs...............(Rupees..from (Name of the Central Govt./State Govt. Dept./Financial Institution* vide Draft/Cheque* No................Date..........................of... (Name of Bank).

(i) That the aforesaid Company / Firm / Establishment(s)* have already applied to.................................... (Name of the Central Govt / State Govt/ Financial Institution)* vide application dated........................ for reimbursement/ subsidy/ grant /incentive* for adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have not applied to any Central Govt./ State Govt./ Financial Institution, for reimbursement / subsidy /grant / incentive*, for adopting the Energy Conservation Measures and Use of Non-Conventional Energy Sources.

That after availing reimbursement for adopting the Energy Conservation Measures and Use of Non Conventional Energy Sources in respect of the said Company /Firm /Establishment(s)*, I shall disclose this fact on behalf of the said Company /Firm /Establishment(s)* at the time of claiming/ receiving reimbursement/ subsidy/grant/incentive*, if any, under any other similar scheme run by Central Govt./State Govt. /Financial Institutions* etc.

Signed on this day of............................... Date...........................

DEPONENT

VERIFICATION

I hereby solemnly affirm that the information given above is correct. In case above declaration is found wrong or incorrect or misleading, I do hereby bind myself & my unit and undertake to pay to the Government on demand the full amount received as reimbursement in respect of above mentioned activity, within seven days of the demand being made to me in writing.

DEPONENT

Place :

Date :

Note : * Strike out whichever is not applicable.

(Affidavit must be on Stamp Paper of Value of Rs.20/- duly sworn in before a Public Notary (Duly affixed with Notary Stamp, Notary Seal and Notary Registration number) or First Class Magistrate.)

ANNEXURE - J

DETAILED STATEMENT OF EXPENDITURE INCURRED FOR ADOPTION OF RAIN WATER HARVESTING TECHNOLOGY/ WASTE WATER RECYCLING/ ZERO DISCHARGING

As per the documents and records of M/s...with registered office at...and factory is located at .... and EM Part-II number.............................Dated.......................... The enterprise has incurred a total expenditure of Rs...(Rupees..Only) for rain water harvesting technology / Waste Water Recycling / Zero Discharging.

The categorization of expenditure is as follows :

Sl. No.	Details of Payments	Certifying Agency / Organisation	Amount (Rs.)	Remarks
a)	Pipes fitted for Roof Water Collection & Filtration System			
b)	Roof & Underground Tanks (Cement / Plastic) Cost			
c)	Machineries & Equipments Waste Water recycling Zero Discharging Consultancy Charges			
Total				

(Note : The above details of payments must be supported by the duly attested copies of invoices and receipts of payments made towards adopting rain water harvesting technology / Waste Water Recycling / Zero Discharging.)

Place :
Date :

Signature and Seal
(Proprietor/Mg. Partner/Chief Executive)

ANNEXURE - K

AFFIDAVIT

I,.. S/o. Sri. ...., aged.................years, Inventor / Managing Director/ Director / Proprietor / Partner,* M/s .... with their Regd. Office at...& Factory located at .... with E.M. No:………..dated.................................do hereby solemnly affirm and declare as under:

The Company / Firm / Establishment has been a Ancillary /Micro/ Small Enterprise* as per the Govt. of India definition; and has been functional & in production at the time of adopting rain water harvesting technology /Waste Water Recycling / Zero Discharging.

The Company/Firm/Establishment continues to be a Ancillary /Micro/ Small Enterprise* and functional & in production as on date.

As per books of accounts, the total investment (original purchase value) on plant and machinery in the Company / Firm / Establishment* as on.......................... Is Rs................................. (As per Chartered Accountant Certificate dated: .... to this effect is attached).

(i) That the aforesaid Company/Firm/Establishment(s)* have not availed reimbursement /subsidy / grant /incentive* for adopting rain water harvesting technology / Waste Water Recycling / Zero Discharging under any Scheme operated by Central Govt. / State Govt. / Financial Institution* etc.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have claimed & received reimbursement/subsidy/ grant/incentive for adopting rain water harvesting technology / Waste Water Recycling / Zero Discharging amounting to Rs........................(Rupees...,) from (Name of the Central Govt. / State Govt. Dept./Financial Institution* vide Draft/Cheque* No...............................Date..............................of (Name of Bank).

(i) That the aforesaid Company / Firm / Establishment(s)* have already applied to......................... (Name of the Central Govt / State Govt/ Financial Institution)* vide application dated..................... for reimbursement/ subsidy/grant /incentive* for adopting rain water harvesting technology / Waste Water Recycling / Zero Discharging.

or

(ii) That the aforesaid Company/Firm/Establishment(s)* have not applied to any Central Govt./ State Govt./ Financial Institution (except KCTU, Bangalore, Govt. of Karnataka), for reimbursement / subsidy /grant / incentive*, for adopting rain water harvesting technology / Waste Water Recycling / Zero Discharging.

That after availing reimbursement for adopting rain water harvesting technology / Waste Water Recycling/ Zero Discharging Charges in respect of the said Company /Firm /Establishment(s)*, I shall disclose this fact on behalf of the said Company /Firm /Establishment(s)* at the time of claiming/ receiving reimbursement/ subsidy/grant/incentive*, if any, under any other similar scheme run by Central Govt./ State Govt. /Financial Institutions* etc.

Signed on this day of.......................... Date.............................

DEPONENT

VERIFICATION

I hereby solemnly affirm that the information given above is correct. In case above declaration is found wrong or incorrect or misleading, I do hereby bind myself & my unit and undertake to pay to the Government on demand the full amount received as reimbursement in respect of above mentioned activity, within seven days of the demand being made to me in writing.

DEPONENT

Place:
Date:

Note:* Strike out whichever is not applicable.

(Affidavit must be on Stamp Paper of Value of Rs.20/- duly sworn in before a Public Notary (Duly affixed with Notary Stamp, Notary Seal and Notary Registration number) or First Class Magistrate.)

ANNEXURE - 44

GOVERNMENT OF KARNATAKA

DIRECTORATE OF INFORMATION TECHNOLOGY AND BIOTECHNOLOGY

APPLICATION FORM FOR REGISTRATION OF SEMICONDUCTOR COMPANY / PARK

1.0 Name of the Undertaking / : Promoter	
2.0 Address 1] Registered Office Ph: Fax: 2] Factory / Production Unit / Park Ph: Fax:	E-mail:
3.0 Status of promoter / industrial undertaking [Please tick [ ] appropriate box] [1] Central Government Undertaking [2] State Government Undertaking [3] State Industrial Development Corporation [4] Co-operative Undertaking. [5] Joint Sector Undertaking. [6] Assisted Sector Undertaking. [7] Private Sector Undertaking. [8] Individual Undertaking.	
3.1 Registrar of Companies Registration No. [if registered] and date [1] Registration No. ……………………………………… [2] Date of Registration:………………………………….	
3.2 Indicate whether this Registration is for [1] Establishment of a New Undertaking. [2] Effective substantial expansion. [3] Diversification of Activity. [4] Existing Activity.	
4.0 Main items of Manufacture / Activities	
4.1 [1] Proposed Annual capacity [2] Existing Capacity [3] Unit of Capacity	
4.2 By Products or Co-products	

Sl. No.	By Product or Co-product	Proposed annual capacity	Existing Capacity
1			
2			
3			

5.0 Investment [A] Land [for rented premises capital value of the same to be indicated] [B] Building [C] Equipments, Plant & Machinery Total	*Rs.* *Rs.* *Rs.* *Rs.*
6.0 Financing Pattern : [A] Equity Resident Indian Non-Resident Indian Foreign Total [B] Borrowings Public Financial Institution Public borrowing Other Sources [C] Promoter's contribution Total	*Rs.* *Rs.* *Rs.* *Rs.* *Rs.* *Rs.* *Rs.* *Rs.* *Rs.*
7.0 Power [A] Proposed requirement HP/KW (1HP=0.795KW) [B] Existing [C] Source of Power (Electricity/DG Set/Other Source)	....
8.0 Employment [A] Proposed [B] Present	Nos. Nos.
9.0 Actual / Expected date of Production / Commissioning the Project	
10.0 Applicants Profile [A] Male / Female [B] SC/ST/BC/Others [C] Engineering Graduate / Others	
11.0 KST NO. CST NO.	

I / we hereby declare that the above statements are true and correct to the best of my knowledge and belief.

[Signature of Promoter / Director]

NOTES

ABBREVIATIONS

BIS	Bureau of Indian Standards
CA	Chartered Accountant
CCC	China Compulsory Certificate
CE	Conformity Europeenne
CEDOK	Center for Entrepreneurship Development of Karnataka
CFE	Consent For Establishment
CFO	Consent For Operation
DFEE	Department of Forest Ecology and Environment
KBITS	Karnataka Biotechnology & Information Technology Services
DLC	District Level Committee to sanction Investment Promotion Subsidy
DLSWCC	District Level Single Window Clearance Committee
EHTP	Export Hardware Technology Park
EOU	Export Oriented Units
EPF	Employees Provident Fund
EPIP	Export Promotion Industrial Park
ESCOM	Electricity Supply Company
ESI	Employees State Insurance
ET	Entry Tax
ETP	Effluent Treatment Plant

FAVC	Fixed Asset Valuation Certificate
GDP	Gross Domestic Produce
GO	Government Order
GOI	Government of India
GOK	Government of Karnataka
HACCP	Hazard Analysis and Critical Control Points
HDI	Human Development Index
I & C	Department of Industries and Commerce
ID	Industrial Development
IEM	Industrial Entrepreneurs' Memorandum
IL	Industrial License
ISO	International Organization for Standardization
KCTU	Karnataka Council for Technology Upgradation
KIADB	Karnataka Industrial Area Development Board
KLR	Karnataka Land Reforms
KSFC	Karnataka State Finance Corporation
KSIIDC	Karnataka State Industrial Investment Development Corporation
KSPCB	Karnataka State Pollution Control Board
KSSIDC	Karnataka State Small Industries Development Corporation
KVI	Khadi and Village Industries Board
KVIB	Khadi and Village Industries Board
KVIC	Khadi and Village Industries Commission
MOEF	Ministry of Ecology and Forest
MSME	Micro Small and Medium Enterprises
NA	Non Agriculture
PH	Physically Handicapped
PMEGP	Prime Minister Employment Generation Programme
PMT	Permanent Registration Certificate
PRC	Provisional Registration Certificate
R & D	Research and Development
SC	Schedule Cast
SEZ	Special Economic Zone
SHLCC	State High Level Clearance Committee
SLCC	State Level Co-ordination Committee
SLSWCC	State Level Single Window Clearance Committee
ST	Schedule Tribe
STPI	Software Technology Parks of India
TECSOK	Technical Consultancy Services of Karnataka
VAT	Value Added Tax
VFA	Value of Fixed Asset
MNC	Multi National Company
DIT	Directorate of Information Technology & Biotechnology

M.V. Krishnamurthy,
Under Secretary to Government,
Information Technology,
Bio Technology and Science & Technology Department.

PR 2757

ಸಿಬ್ಬಂದಿ ಮತ್ತು ಆಡಳಿತ ಸುಧಾರಣಾ ಸಚಿವಾಲಯ

ವಿಷಯ : ಶ್ರೀ ಹೆಚ್. ಚಂದ್ರಶೇಖರಯ್ಯ ಮತ್ತು ಎಸ್.ಕೃಷ್ಣಶೆಟ್ಟಿ, ನಿವೃತ್ತ ಮುಖ್ಯ ಇಂಜಿನಿಯರ್‌ಗಳು, ಇವರುಗಳ ವಿರುದ್ಧದ ಇಲಾಖಾ ವಿಚಾರಣೆ–ದಂಡನೆ ವಿಧಿಸಿ ಅಂತಿಮ ಆದೇಶ ಹೊರಡಿಸುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ :

1. ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ : ಸಿಆಸುಇ 133 ಸೇಇಮು 2004, ದಿನಾಂಕ : 29–12–2007.
2. ವಿಚಾರಣಾಧಿಕಾರಿಯವರ ಅಂತಿಮ ವರದಿ ದಿನಾಂಕ : 30–9–2009.
3. ಅಧಿಕಾರಿಗಳಿಗೆ ನೀಡಿರುವ ಸಮ ಸಂಖ್ಯೆಯ ದಿನಾಂಕ : 6–11–2009 ಮತ್ತು ದಿನಾಂಕ : 25–11–2009ರ 2ನೇ ಕಾರಣ ಕೇಳುವ ನೋಟೀಸ್
4. ಶ್ರೀ ಹೆಚ್. ಚಂದ್ರಶೇಖರಯ್ಯ, ಇವರ ರಕ್ಷಣಾ ಹೇಳಿಕೆ ದಿನಾಂಕ : 14–12–2009.
5. ಶ್ರೀ ಎಸ್. ಕೃಷ್ಣಶೆಟ್ಟಿ ಇವರ ರಕ್ಷಣಾ ಹೇಳಿಕೆ ದಿನಾಂಕ : 12–12–2009.
6. ಸಮ ಸಂಖ್ಯೆಯ ಪತ್ರ ದಿನಾಂಕ : 15–7–2010.
7. ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗದ ಪತ್ರ ಸಂಖ್ಯೆ : ಪಿಎಸ್‌ಸಿ 102 ಎಸ್‌ಎನ್‌ಸಿ 2010, ದಿನಾಂಕ : 24–9–2010.

ಪ್ರಸ್ತಾವನೆ :

ಶ್ರೀ ಹೆಚ್. ಚಂದ್ರಶೇಖರಯ್ಯ, ನಿವೃತ್ತ ಮುಖ್ಯ ಇಂಜಿನಿಯರ್, ಇವರು ನೀರಾವರಿ ದಕ್ಷಿಣ ವಲಯ ಮೈಸೂರು ಇಲ್ಲಿ ಮುಖ್ಯ ಇಂಜಿನಿಯರ್ ಆಗಿ ದಿನಾಂಕ : 22–10–2001 ರಿಂದ 26–2–2003 ರವರೆಗೆ ಹಾಗೂ ಶ್ರೀ ಎಸ್. ಕೃಷ್ಣಶೆಟ್ಟಿ ಅವರು ಕಬಿನಿ ಮತ್ತು ವರುಣ ನಾಲಾ ವೃತ್ತ ಮೈಸೂರು ಇಲ್ಲಿ ದಿನಾಂಕ : 25–2–2002 ರಿಂದ 26–12–2002 ರವರೆಗೆ ಅಧೀಕ್ಷಕ ಇಂಜಿನಿಯರ್ ಆಗಿ ಕಾರ್ಯ ನಿರ್ವಹಿಸುತ್ತಿದ್ದಾಗ ಹುಲ್ಲಹಳ್ಳಿ ಕಾಲುವೆ ಆಧುನೀಕರಣದಡಿಯಲ್ಲಿ 2002ರ ಕ್ಲೋಸರ್ ಅವಧಿಯಲ್ಲಿ 0 ಕಿ.ಮೀ ರಿಂದ 72 ಕಿ.ಮೀ. ರವರೆಗಿನ ಕಾಮಗಾರಿಯು ಸ್ಪೆಸಿಫಿಕೇಷನ್ ಪ್ರಕಾರ ನಡೆಯುವುದನ್ನು ಉಸ್ತುವಾರಿ ವಹಿಸದೆ ಕಳಪೆ ಕಾಮಗಾರಿ ನಡೆಯಲು ಕಾರಣರಾದ ಹಾಗೂ ಸದರಿ ಕಾಮಗಾರಿಯು ತುರ್ತು ಸ್ವರೂಪದಲ್ಲದ್ದಿದ್ದರೂ ಸಹ ಟೆಂಡರ್ ಪ್ರಕ್ರಿಯೆ ಅನುಸರಿಸದೇ ಅವರ ಹಂತದಲ್ಲಿಯೇ ಲೋಕೋಪಯೋಗಿ 'ಡಿ' ಸಂಹಿತೆಯ ಕಂಡಿಕೆ 182 (2)ರನ್ವಯ ಜೆ.ಗಿರಿನಾಯಡು ಎಂಬ 1ನೇ

ದರ್ಜೆ ಗುತ್ತಿಗೆದಾರರಿಗೆ ಕಾಮಗಾರಿ ವಹಿಸಲು ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್‌ಗೆ ನಿರ್ದೇಶನ ನೀಡಿ ಆನಂತರ ತಮ್ಮ ಕ್ರಮಕ್ಕೆ ಸರ್ಕಾರದ ಘಟನೋತ್ತರ ಅನುಮತಿ ಕೋರಿ ದುರ್ನಡತೆ ಎಸಗಿದ ಆರೋಪಗಳಿಗಾಗಿ ಅವರುಗಳ ವಿರುದ್ಧ ಮೇಲೆ ಓದಲಾದ (1)ರ ದಿನಾಂಕ : 29–12–2007ರ ಸರ್ಕಾರಿ ಆದೇಶದಲ್ಲಿ ಇಲಾಖಾ ವಿಚಾರಣೆಯನ್ನು ಆದೇಶಿಸಿ ಶ್ರೀ ಎ. ಪದ್ಮನಾಭ ಕೆದಿಲಾಯ, ನಿವೃತ್ತ ನ್ಯಾಯಾಧೀಶರನ್ನು ವಿಚಾರಣಾಧಿಕಾರಿಯನ್ನಾಗಿ ನೇಮಿಸಲಾಯಿತು. ವಿಚಾರಣೆ ನಡೆಸಿದ ವಿಚಾರಣಾಧಿಕಾರಿಯವರು ಮೇಲೆ ಓದಲಾದ (2)ರ ದಿನಾಂಕ : 30–9–2009ರಲ್ಲಿ ವಿಚಾರಣಾ ವರದಿ ಸಲ್ಲಿಸಿ ಆರೋಪಗಳ ಕುರಿತು ಈ ಕೆಳಕಂಡ ನಿರ್ಣಯ ನೀಡಿದ್ದಾರೆ.

> "ಆರೋಪಿತ ಅಧಿಕಾರಿಗಳು ತಮ್ಮ ವಾದದಲ್ಲಿ, ತಮ್ಮದೇ ಪ್ರಕರಣದಲ್ಲಿ 40 ರಿಂದ 50 ಕಿ.ಮೀ.ವರೆಗಿನ ಕಾಮಗಾರಿ ನಿರ್ವಹಿಸಿದ ಶ್ರೀ ಎಸ್. ರವಿಕುಮಾರ್ ಸಹಾಯಕ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್ ಅವರ ವಿರುದ್ಧ ವಿಚಾರಣೆ ಹೂಡಿದ ಕೇವಲ 6 ದಿನದಲ್ಲಿ ಅವರ ವಿವರಣೆಯನ್ನು ಒಪ್ಪಿಕೊಂಡು ಅವರನ್ನು ದೋಷ ಮುಕ್ತರನ್ನಾಗಿ ಮಾಡಿರುವುದರಿಂದ ತಮ್ಮ ವಿರುದ್ಧದ ಆರೋಪಗಳಲ್ಲಿ ಯಾವುದೇ ಅರ್ಥವಿರುವುದಿಲ್ಲ ಎಂದು ಹೇಳಿರುತ್ತಾರೆ. ಮುಂದುವರೆದು, ಆರೋಪ ಪಟ್ಟಿಯಲ್ಲಿ ಸಣ್ಣ ಪುಟ್ಟ ಲೋಪದೋಷಗಳನ್ನು ಮಾತ್ರ ಗುರುತಿಸಲಾಗಿದೆ. ತುರ್ತಾಗಿ ನೀರು ಬಿಡುಗಡೆ ಮಾಡದಿದ್ದಲ್ಲಿ ರೈತರ ಕೋಟ್ಯಾಂತರ ರೂ. ಮೌಲ್ಯದ ಬೆಳೆ ನಷ್ಟ ಆಗುತ್ತಿತ್ತು. ತುರ್ತಾಗಿ ಕಾಮಗಾರಿ ಕೈಗೊಂಡ ಕಾರಣ ಟೆಂಡರ್ ಮೊತ್ತದಲ್ಲಿ ಶೇಕಡಾ 13 ರಷ್ಟು ಉಳಿತಾಯವಾಗಿದೆ. ಕಾಮಗಾರಿಯ ತಪಾಸಣೆಯನ್ನು ಆಗಿಂದಾಗ್ಗೆ ನಡೆಸುವುದು, ಟೆಂಡರ್ ನಿಯಮಾವಳಿ ಲೋಕೋಪಯೋಗಿ ಸಂಹಿತೆ 182 ನೇ ಕಂಡಿಕೆ ಅನ್ವಯ ಕಾಮಗಾರಿಗಳನ್ನು ನಿರ್ವಹಿಸುವ ಜವಾಬ್ದಾರಿ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್ ಹಾಗೂ ಕೆಳಗಿನ ಹಂತದ ಅಧಿಕಾರಿಗಳದ್ದು ಇದಕ್ಕೆ ತಾವುಗಳು ಜವಾಬ್ದಾರರಾಗುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ತಮ್ಮನ್ನು ಆರೋಪ ಮುಕ್ತರನ್ನಾಗಿಸುವಂತೆ ಕೋರಿದ್ದಾರೆ. ಈ ಬಗ್ಗೆ ಸ್ಥಳ ತಪಾಸಣೆ ನಡೆಸಿದ ಪರಿಣಿತರ ತಂಡದವರು ಹಲವಾರು ಲೋಪಗಳನ್ನು ಗುರುತಿಸಿದ್ದಾರೆ. ಅವುಗಳನ್ನು ವಿಚಾರಣೆ ಸಮಯದಲ್ಲಿ ಸಮರ್ಥಿಸಿಯೂ ಇದ್ದಾರೆ. 1ನೇ ಆರೋಪಿತರು ಮಂಡನಾಧಿಕಾರಿಗಳ ಪ್ರಶ್ನೆಗೆ ಉತ್ತರಿಸುತ್ತಾ, ತನಿಖಾ ತಂಡವು ನೀಡಿದ ವರದಿಗಳನ್ನು ಮಾಡಿದ ನಿಯಮಗಳ ಉಲ್ಲಂಘನೆಯನ್ನು ಒಪ್ಪಿಕೊಂಡಿದ್ದಾರೆ. ತುರ್ತು ಸಂದರ್ಭಗಳಲ್ಲಿ ಅಂದರೆ ಬೆಂಕಿ ಅನಾಹುತ, ನೆರೆಹಾವಳಿ, ಸಮುದಾಯಕ್ಕೆ ಅನಾಹುತದಿಂದಾಗುವ ತೊಂದರೆ ಇತ್ಯಾದಿ ಸಂದರ್ಭಗಳಲ್ಲಿ ಮಾತ್ರ ಲೋಕೋಪಯೋಗಿ ಸಂಹಿತೆಯ ಕಂಡಿಕೆ 182 ರನ್ವಯ ಸರ್ಕಾರದ ಮಂಜೂರಾತಿಯೊಡನೆ ಕಾಮಗಾರಿಯನ್ನು ಕೈಗೊಳ್ಳಬಹುದು. ಈ ಪ್ರಕರಣದಲ್ಲಿ ಸರ್ಕಾರವು ಮಂಜೂರಾತಿ ನೀಡಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಈ ಕಾಮಗಾರಿಯು ತುರ್ತು ಸ್ವರೂಪದ್ದಾಗಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಆರೋಪಿಗಳ ವಿರುದ್ಧ ಮಾಡಲಾದ ಆರೋಪ ಸಾಬೀತಾಗಿದೆ."

ಮೇಲಿನ ವಿಚಾರಣಾ ವರದಿಯನ್ನು ಆಧರಿಸಿ ಇಬ್ಬರು ಆರೋಪಿಗಳಿಗೂ ಮೇಲೆ ಓದಲಾದ (3)ರ ದಿನಾಂಕ : 6–11–2009 ಮತ್ತು 25–11–2009ರಲ್ಲಿ ನೋಟೀಸ್ ನೀಡಿ ವಿಚಾರಣಾ ವರದಿಯ ಕುರಿತು ಏನಾದರೂ ಹೇಳುವುದು ಇದ್ದಲ್ಲಿ ಅದನ್ನು ಸಲ್ಲಿಸಲು ಅವಕಾಶ ಕಲ್ಪಿಸಲಾಯಿತು. ಮೇಲೆ ಓದಲಾದ (4)ರ ದಿನಾಂಕ : 14–12–2009ರ ಉತ್ತರದಲ್ಲಿ ಶ್ರೀ ಹೆಚ್. ಚಂದ್ರಶೇಖರಯ್ಯ ಹಾಗೂ ಮೇಲೆ ಓದಲಾದ (5)ರ ದಿನಾಂಕ : 12–12–2009 ರ ಉತ್ತರದಲ್ಲಿ ಶ್ರೀ ಎಸ್. ಕೃಷ್ಣಶೆಟ್ಟಿ ಅವರುಗಳು ಈ ಕೆಳಕಂಡಂತೆ ಹೇಳಿಕೆಯನ್ನು ಸಲ್ಲಿಸಿದ್ದಾರೆ.

> "ಸ್ಥಳ ತಪಾಸಣೆ ನಡೆಸಿದ 5 ತಂಡದವರಿಂದ ಸಲ್ಲಿಸಲ್ಪಟ್ಟ ಪ್ರತ್ಯೇಕ ತನಿಖಾ ವರದಿಯಲ್ಲಿ ಎಲ್ಲಿಯೂ ಸಹ ಆರೋಪಿಗಳಿಂದ ಕಳಪೆ ಕಾಮಗಾರಿ ನಡೆದಿದೆ ಎಂದಾಗಲಿ, ಸರ್ಕಾರದ ಹಣ ದುರುಪಯೋಗ ಮಾಡಲ್ಪಟ್ಟಿದೆ ಎಂದಾಗಲಿ ನಮೂದಿಸಲ್ಪಟ್ಟಿಲ್ಲ. ಸದರಿ ತಂಡದ ಸದಸ್ಯರೇ ವಿಚಾರಣೆಯಲ್ಲಿ ಶಿಸ್ತು ಪ್ರಾಧಿಕಾರ ಪರ ಸಾಕ್ಷ್ಯ ನುಡಿದಾಗಲೂ ಸಹ ಈ ಅಂಶಗಳನ್ನು ಹೇಳಿಲ್ಲ ವಿಚಾರಣಾಧಿಕಾರಿಗಳು ತಾವೇ ಸ್ವತಃ ನಿರ್ಣಯ ನೀಡಿದ್ದಾರೆ. ತಮ್ಮ ಜೊತೆಯಲ್ಲಿ ಹುಲ್ಲಹಳ್ಳಿ ನಾಲಾ ಕಾಮಗಾರಿಯ 40 ರಿಂದ 50 ಕಿ.ಮೀ. ವರೆಗಿನ ಆರೋಪಿತ ಅಕ್ರಮದಲ್ಲಿ ಆರೋಪಿಯಾಗಿದ್ದ ಎಸ್. ರವಿಕುಮಾರ್, ಸಹಾಯಕ ಕಾರ್ಯಪಾಲಕ ಇಂಜಿನಿಯರ್ ಅವರ ವಿರುದ್ಧ ವಿಚಾರಣೆ ಹೂಡಿ ಅವರ ಉತ್ತರವನ್ನು ಒಪ್ಪಿಕೊಂಡು ಕಳಪೆ ಕಾಮಗಾರಿ ನಡೆದಿಲ್ಲವೆಂಬ ನಿಲುವು ತಳೆದು ಅವರನ್ನು ಆರೋಪ ಮುಕ್ತರನ್ನಾಗಿಸಿದೆ. ಹೀಗಾಗಿ ತಮ್ಮಗಳ ವಿರುದ್ಧ ವಿಚಾರಣೆ ನಡೆಸಿರುವುದು ನ್ಯಾಯ ಸಮ್ಮತವಲ್ಲ. ಹಾಗೆಯೇ ಕಾಲುವೆಯ 34 ಮತ್ತು 35ನೇ ಕಿ.ಮೀ. ವರೆಗಿನ ಕಾಮಗಾರಿಯು ತುರ್ತಾಗಿದ್ದ ಕಾರಣ ಸರ್ಕಾರದ ದಿನಾಂಕ 6–6–2002ರ ಪತ್ರದಲ್ಲಿ ನೀಡಿದ ಆದೇಶದಂತೆ ಲೋಕೋಪಯೋಗಿ ಸಂಹಿತೆಯ ಕಂಡಿಕೆ 182 (2)ರನ್ವಯ ನೇರವಾಗಿ ಕಾಮಗಾರಿಗೆ ವಹಿಸಲಾಯಿತೆಂದು ತಿಳಿಸಿ ತಮ್ಮನ್ನು ಆರೋಪ ಮುಕ್ತರನ್ನಾಗಿಸುವಂತೆ ಕೋರಿದ್ದಾರೆ".

ನಿವೃತ್ತ ಮುಖ್ಯ ಇಂಜಿನಿಯರ್‌ಗಳ ಉತ್ತರಗಳನ್ನು ವಿಚಾರಣಾ ವರದಿ ಹಿನ್ನೆಲೆಯಲ್ಲಿ ಪರಿಶೀಲಿಸಲಾಗಿದೆ. ವರದಿಯಲ್ಲಿ ಕಾಮಗಾರಿಗಳಲ್ಲಿ ಕಡಿಮೆ ಗಾತ್ರದ ಕಲ್ಲುಗಳು ಬೆಡ್ಡಿಂಗ್ ಮಾಡಲ್ಪಟ್ಟು, ಟೆಂಪ್ಲೇಟುಗಳು ಸರಿದಿದ್ದು ಬೆಡ್ಡಿಂಗ್ ರಿಸೆಟ್ಟಿಂಗ್ ಮಾಡುವ ಅವಶ್ಯಕತೆ ಇರುವುದು ಮೂಡಿಬಂದಿದೆ. ಇದಲ್ಲದೆ, ತನಿಖಾ ವರದಿಗಳಲ್ಲಿ ಕಂಡುಬಂದಿರುವ ಲೋಪದೋಷಗಳನ್ನು ನಿವಾರಿಸಲು ಆರೋಪಿತ ಅಧಿಕಾರಿಗಳು ತಮ್ಮ ತಪಾಸಣೆ/ಪರಿವೀಕ್ಷಣೆ ಸಂದರ್ಭಗಳಲ್ಲಿ ಯಾವುದೇ ಕ್ರಮವಹಿಸದೇ ಇರುವುದು ಕಂಡುಬಂದಿದೆ ಮತ್ತು ತಮ್ಮ ಅಧೀನದಲ್ಲಿ ಕೆಲಸ ಮಾಡುವ ಯಾವುದೇ ಅಭಿಯಂತರರಿಗೆ ಈ ಬಗ್ಗೆ ಸಲಹೆ/ಸೂಚನೆ ನೀಡಿರುವುದೂ ಕಂಡುಬಂದಿರುವುದಿಲ್ಲ. ಆದ್ದರಿಂದ ಆರೋಪಿತರು ತಮ್ಮ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುವಲ್ಲಿ ವಿಫಲರಾಗಿರುವುದು ಕಂಡುಬರುತ್ತದೆ. ಲೋಕೋಪಯೋಗಿ ಸಂಹಿತೆಯ ಕಂಡಿಕೆ 182(2)ನ್ನು ಉಲ್ಲಂಘಿಸಿದ ಆರೋಪ ಕುರಿತು ಹೇಳುವುದಾದರೆ 1ನೇ ಆರೋಪಿಯು ದಿನಾಂಕ : 4–5–2002 ರ ಪತ್ರವನ್ನು ಜಲಸಂಪನ್ಮೂಲ ಇಲಾಖೆ ಕಾರ್ಯದರ್ಶಿಯವರಿಗೆ ಬರೆದು ಗುತ್ತಿಗೆದಾರರಾದ ಆರ್. ಗಣೇಶ್ ಅವರು ನಮೂದಿಸಿರುವ ದರವು ಟೆಂಡರ್ ದರಕ್ಕಿಂತ ಶೇಕಡಾ 27.419 ರಷ್ಟು ಹೆಚ್ಚಿಗೆ ಇದ್ದು ಇದಕ್ಕೆ ಅನುಮೋದನೆ ಕೋರಿದ್ದಾರೆ. ಇದಕ್ಕೆ ಸರ್ಕಾರದಿಂದ ನೀಡಲ್ಪಟ್ಟ ದಿನಾಂಕ : 6–6–2002 ರ ಉತ್ತರದಲ್ಲಿ ಶೇಕಡಾ 14ರ ಹೆಚ್ಚಳಕ್ಕೆ ಸೀಮಿತಗೊಳಿಸಲು ತಿಳಿಸಲಾಗಿದೆ. ಇದರ ತರುವಾಯ ಮೊದಲನೇ ಆರೋಪಿಯು ದಿನಾಂಕ : 28–6–2002ರ ಪತ್ರ ಬರೆದು ನಾಲೆಯ 34ನೇ ಕಿ.ಮೀ.ನಲ್ಲಿ ಲೈನಿಂಗ್ ಕಾಮಗಾರಿಯನ್ನು ನೇರ ಗುತ್ತಿಗೆ ವಹಿಸುವ ಕೆಲಸ ತುರ್ತು ಕಾಮಗಾರಿ ಆಗಿದ್ದ ಕಾರಣ ಅದನ್ನು ಕೈಗೊಳ್ಳಲಾಯಿತೆಂದು ತಿಳಿಸಿ, ಸದರಿ ಕ್ರಮಕ್ಕೆ ಅನುಸಮರ್ಥನೆ ನೀಡಲು ಕೋರಿದ್ದಾರೆ. ಇದನ್ನು ಪರಿಶೀಲಿಸಲಾಗಿ ಸರ್ಕಾರದ ಅನುಮೋದನೆ ಪಡೆಯದೇ ನೇರ ಗುತ್ತಿಗೆಗೆ ವಹಿಸಿರುವುದು ಮೂಡಿಬಂದಿದೆ. ಆದ್ದರಿಂದ ವಿಚಾರಣಾಧಿಕಾರಿಗಳ ನಿರ್ಣಯವನ್ನು ಸರ್ಕಾರವು ಒಪ್ಪಿಕೊಂಡು ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗದ ಸಹಮತಿಯೊಡನೆ ದಂಡನೆ ವಿಧಿಸಲು ತೀರ್ಮಾನಿಸಿ ಈ ಮುಂದಿನಂತೆ ಆದೇಶಿಸುತ್ತದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ : ಸಿಆಸುಇ 133 ಎಸ್‌ಇಎನ್ 2004, ಬೆಂಗಳೂರು, ದಿನಾಂಕ : 26–10–2010

ಕರ್ನಾಟಕ ನಾಗರೀಕ ಸೇವಾ ನಿಯಮಾವಳಿಯ 214ನೇ ನಿಯಮದಲ್ಲಿ ಪ್ರದತ್ತವಾದ ಅಧಿಕಾರವನ್ನು ಚಲಾಯಿಸಿ, ಸರ್ಕಾರವು " ಶ್ರೀ ಹೆಚ್. ಚಂದ್ರಶೇಖರಯ್ಯ ಮತ್ತು ಶ್ರೀ ಎಸ್. ಕೃಷ್ಣಶೆಟ್ಟಿ, ನಿವೃತ್ತ ಮುಖ್ಯ ಇಂಜಿಯರ್‌ಗಳು ಇವರುಗಳ ಮಾಸಿಕ ನಿವೃತ್ತಿ ವೇತನದಿಂದ ಶೇಕಡಾ 20 ರಷ್ಟು ಮೊತ್ತವನ್ನು 5 ವರ್ಷಗಳ ಅವಧಿಯವರೆಗೆ ಕಡಿತಗೊಳಿಸುವ ದಂಡನೆ". ವಿಧಿಸಲು ಈ ಮೂಲಕ ಆದೇಶಿಸುತ್ತದೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
ಎ.ಆರ್. ವಿಜಯಾನಂದ ಶರ್ಮ
ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಸಿಬ್ಬಂದಿ ಮತ್ತು ಆಡಳಿತ ಸುಧಾರಣೆ ಇಲಾಖೆ (ಸೇವೆಗಳು–3)

ಪಿ.ಆರ್. 2779

ಆರ್ಥಿಕ ಸಚಿವಾಲಯ

ವಿಷಯ : ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿ, ಇವರ ವಿರುದ್ಧ ದಾಖಲಾದ ಟ್ರ್ಯಾಪ್ ಪ್ರಕರಣದ ಅಭಿಯೋಜನಾ ಪರಿಷ್ಕೃತ ಮಂಜೂರಾತಿ ಆದೇಶ ನೀಡುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ :

1. ಅಪರ ಪೊಲೀಸ್ ಮಹಾನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರು, ಇವರ ಪತ್ರ ಸಂಖ್ಯೆ : ಲೋಕ್/ಐಎನ್‌ವಿ (ಜಿ)/ಎಲ್–73/ಸಿಆರ್–14/2008/ಬಿಜಿಕೆಟಿ, ದಿನಾಂಕ : 29–6–2010.
2. ತನಿಖಾಧಿಕಾರಿಯವರ ವರದಿ ದಿನಾಂಕ : 20–5–2010.
3. ತನಿಖಾ ದಾಖಲೆಗಳಾದ ಫಿರ್ಯಾದು, ಪ್ರಥಮ ವರ್ತಮಾನ ವರದಿ, ಪ್ರಾಯೋಗಿಕ ಪಂಚನಾಮೆ, ಜಪ್ತಿ ಪಂಚನಾಮೆ, ಸ್ವತ್ತುಗಳ ಪಟ್ಟಿ, ರಾಸಾಯನಿಕ ಪರೀಕ್ಷಕರ ವರದಿ, ಸಾಕ್ಷಿದಾರರ ಹೇಳಿಕೆಗಳು, ಲಂಚದ ಬೇಡಿಕೆಗೆ ಸಂಬಂಧಪಟ್ಟ ಕಡತಗಳು.
4. ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ : ಆಇ 34 ವಾತೆತ 2010, ದಿನಾಂಕ : 25–8–2010.
5. ಅಪರ ಪೊಲೀಸ್ ಮಹಾನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರು, ಇವರ ಪತ್ರ ಸಂಖ್ಯೆ : ಲೋಕ್/ಐಎನ್‌ವಿ(ಜಿ)/ಎಲ್–73/ಸಿಆರ್–14/2008/ಬಿಜಿಕೆಟಿ, ದಿನಾಂಕ : 14–9–2010.

ಪ್ರಸ್ತಾವನೆ :

ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿ, ಇವರ ವಿರುದ್ಧ ಗುನ್ಹೆ ಸಂಖ್ಯೆ : 14/2008 ರಲ್ಲಿ ಪೊಲೀಸ್ ಉಪಾಧೀಕ್ಷಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ ಪೊಲೀಸ್ ಠಾಣೆ, ಬಾಗಲಕೋಟೆ, ಇಲ್ಲಿ ದಾಖಲಿಸಿರುವ ಪ್ರಕರಣದ ತನಿಖಾಧಿಕಾರಿಯವರ ಅಂತಿಮ ವರದಿ ಮತ್ತು ತನಿಖಾ ದಾಖಲಾತಿಗಳನ್ನು ಹೆಚ್ಚುವರಿ ಪೊಲೀಸ್ ಮಹಾ ನಿರ್ದೇಶಕರು, (ಪೊಲೀಸ್ ವಿಭಾಗ), ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರು, ಇವರು ಮೇಲೆ ಓದಲಾಗಿರುವ ಕ್ರಮ ಸಂಖ್ಯೆ : (1)ರ ಪತ್ರ ದಿನಾಂಕ : 29–6–2010 ರೊಡನೆ ಕಳುಹಿಸುತ್ತಾ, ಆಪಾದಿತ ಅಧಿಕಾರಿಯವರನ್ನು ಘನ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಅಭಿಯೋಜನೆಗೆ ಒಳಪಡಿಸಲು ಲಂಚ ನಿರೋಧಕ ಕಾಯ್ದೆ 1988 ರ ಕಲಂ 19(1)(ಬಿ) ರಡಿಯಲ್ಲಿ ಮಂಜೂರಾತಿಗಾಗಿ ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರವಾದ ಸರ್ಕಾರವನ್ನು ಕೋರಿರುತ್ತಾರೆ.

ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರವಾದ ಸರ್ಕಾರವು ಹೆಚ್ಚುವರಿ ಪೊಲೀಸ್ ಮಹಾ ನಿರ್ದೇಶಕರು, (ಪೊಲೀಸ್ ವಿಭಾಗ), ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರು, ಇವರು ದಿನಾಂಕ : 29–6–2010ರ ಪತ್ರದೊಡನೆ ಕಳುಹಿಸಿಕೊಟ್ಟ ಈ ಕೆಳಕಂಡ ದಾಖಲಾತಿಗಳನ್ನು ಪರಿಶೀಲಿಸಲಾಗಿದೆ.

1. ಶ್ರೀ ಸುಬ್ರಮಣಿಯನ್, ತಂದೆ ಸುಂದರಂ, ಕೆ.ಎಮ್.ಎಮ್.ಐ. ಇಸ್ಪಾತ ಪ್ರೈವೇಟ್ ಲಿಮಿಟೆಡ್ ಪ್ರಾಜಕ್ಟ್ ಇನ್‌ಚಾರ್ಜ್ ಹಾಲವರ್ತಿ, ತಾ/ಜಿ ಕೊಪ್ಪಳ ಹಾಗೂ ಶ್ರೀ ಕೆ.ಮಣಿ, ಪ್ರಾಜಕ್ಟ್ ಇಂಜಿನಿಯರ್ ಇವರ ದೂರು ದಿನಾಂಕ : 10–12–2008.
2. ಪ್ರಥಮ ವರ್ತಮಾನ ವರದಿ : ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ ಪೊಲೀಸ್ ಠಾಣೆ, ಬಾಗಲಕೋಟೆ ಪ್ರಕರಣದ ಸಂಖ್ಯೆ: 14/2008.
3. ಪ್ರಾಯೋಗಿಕ ಪಂಚನಾಮೆ ದಿನಾಂಕ : 11–12–2008.
4. ಟ್ರ್ಯಾಪ್‌ನ ಮಹಜರ್ ದಿನಾಂಕ : 11–12–2008.
5. ರಾಸಾಯನಿಕ ಪರೀಕ್ಷಕರ ಪರೀಕ್ಷಣಾ ವರದಿ ಸಂಖ್ಯೆ : ಪಿಹೆಚ್‌ಐ/ಸಿಎಂಇ/ಲೋಕ್–144/2008–09, ದಿನಾಂಕ : 16–12–2008.
6. ಕೃತ್ಯ ನಡೆದ ಸ್ಥಳದ ನಕಾಶೆ :
7. ಸಾಕ್ಷಿ ಹೇಳಿಕೆಗಳ ಪಟ್ಟಿ :
    1. ಶ್ರೀ ಸುಬ್ರಮಣಿಯನ್, ತಂದೆ ಸುಂದರಂ, ಕೆ.ಎಮ್.ಎಮ್.ಐ. ಇಸ್ಪಾತ ಪ್ರೈವೇಟ್ ಲಿಮಿಟೆಡ್ ಪ್ರಾಜಕ್ಟ್ ಹಾಲವರ್ತಿ, ತಾ/ಜಿ, ಕೊಪ್ಪಳ–ಫಿರ್ಯಾದಿ
    2. ಶ್ರೀ ಸಂಗಮೇಶ ಭೀಮಶಿ ಮುಂಡರಗಿ ಪ್ರ.ದ.ಸ. ಸಬ್‌ರಿಜಿಸ್ಟ್ರಾರ್ ಆಫೀಸ್, ಬಾಗಲಕೋಟೆ.
    3. ಶ್ರೀ ಶಂಕರ ತಂದೆ ವಿಶ್ವನಾಥ ಮಠದ, ದ್ವಿ.ದ.ಸ. ತಹಶೀಲ್ದಾರರ ಕಾರ್ಯಾಲಯ, ಬಾಗಲಕೋಟೆ.
    4. ಶ್ರೀ ಶಬ್ಬೀರ ಹುಸೇನಿ ತಂದೆ ಸೈಯದ ಮೆಹಮೂದ ಹುಸೇನಿ ಸಾ: ಕೊಪ್ಪಳ ತಗ್ಗಿನಕೇರಿ.
    5. ಶ್ರೀ ಕೆ. ಮಣಿ, ಇಂಜಿನಿಯರ್, ಕೆ.ಎಮ್.ಎಮ್.ಐ, ಇಸ್ಪಾತ ಪ್ರೈವೇಟ್ ಲಿಮಿಟೆಡ್.
    6. ಶ್ರೀ ಶಿವಪಾಲ ಅನುರಾಗಿ ತಂದೆ ಪ್ರೇಮಕುಮಾರ ಅನುರಾಗಿ, ಲಾರಿ ನಂ. ಸಿಜೆ–04/ಡಿಎ:2645ರ ಚಾಲಕ.
    7. ಶ್ರೀ ಚಂದ್ರಶೇಖರ ಚಂಗಪ್ಪ ದಳವಾಯಿ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿಗಳು ಧೂಳಖೇಡ ಚೆಕ್ ಪೋಸ್ಟ್.
    8. ಶ್ರೀ ರಾಮಸ್ವಾಮಿ ಪಡೆಯಪ್ಪ ಸೌದತ್ತಿ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಪರಿವೀಕ್ಷಕರು, ಧೂಳಖೇಡ ಚೆಕ್ ಪೋಸ್ಟ್.
    9. ಶ್ರೀ ಈರಪ್ಪ ಗುಂಡಪ್ಪ ಮೆಡ್ಲಿ, ದ್ವಿ.ದ.ಸ. ಧೂಳಖೇಡ ಚೆಕ್ ಪೋಸ್ಟ್.
    10. ಶ್ರೀ ಅರ್ಜುನ ಆನಂದಪ್ಪ ಕೌಟೇಕರ ಸಿಪಾಯಿ, ಧೂಳಖೇಡ ಚೆಕ್ ಪೋಸ್ಟ್.
    11. ಶ್ರೀ ಸಂಗಪ್ಪ ರಾಮಣ್ಣ ಪೂಜಾರಿ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿ, ಧೂಳಖೇಡ ಚೆಕ್ ಪೋಸ್ಟ್
    12. ಶ್ರೀ ಮುಕುಂದ ದಾಮೋದರ ನಾಯಿಕ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಜಂಟಿ ಆಯುಕ್ತರು, ಉತ್ತರ ವಲಯ, ಬೆಳಗಾಂವ.
    13. ಶ್ರೀ ಜಗದೀಶ ಶಿವಾಜಿ ನಾರಾಯಣಕರ ಎ.ಇ., ಪಿ.ಡಬ್ಲ್ಯೂ.ಡಿ, ಇಂಡಿ.
    14. ಶ್ರೀ ಆರ್. ಎಮ್. ಚವಲಕರ, ದಲಾಯತ್, ಕೆ.ಎಲ್.ಎ., ಬಾಗಲಕೋಟೆ.
    15. ಶ್ರೀ ಐ.ಎಂ.ದುಂಡಿಸಿ, ಪಿ.ಸಿ. ಕೆ.ಎಲ್.ಎ., ಬಾಗಲಕೋಟೆ.
    16. ಶ್ರೀ ಆರ್.ಎಸ್. ಹೂಗಾರ ಪಿ.ಸಿ. ಕೆ.ಎಲ್.ಎ. ಬಾಗಲಕೋಟೆ.
    17. ಶ್ರೀ ಎಸ್.ಐ. ಬಿಳೇಕುದುರಿ, ಪಿ.ಸಿ. ಕೆ.ಎಲ್.ಎ. ಬಾಗಲಕೋಟೆ.
    18. ಶ್ರೀಮತಿ ಎಸ್.ಎಸ್. ಕೋರ್ತಿ, ಮಹಿಳಾ ಪೇದೆ, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬಾಗಲಕೋಟೆ.
    19. ಶ್ರೀ ಎಸ್.ಪಿ. ಇನಾಮದಾರ ಪಿ.ಸಿ. ಕೆ.ಎಲ್.ಎ. ಬಾಗಲಕೋಟೆ.
    20. ಶ್ರೀ ಕೆ.ವಿ. ಕುಲಕರ್ಣಿ, ಎಚ್.ಸಿ. ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬಾಗಲಕೋಟೆ.

ಈ ಪ್ರಕರಣದಲ್ಲಿ ಫಿರ್ಯಾದಿಯು ತಮ್ಮ ಕೆ.ಎಮ್.ಎಮ್.ಐ. ಇಸ್ಪಾತ ಪ್ರೈವೇಟ್ ಲಿಮಿಟೆಡ್ ಮೆಷಿನುಗಳನ್ನು ಛತ್ತೀಸ್‌ಗಡ ರಾಜ್ಯದ ರಾಯಪುರದಲ್ಲಿ ಖರೀದಿಸಿ ಲಾರಿ ನಂ. ಸಿಜಿ 04 ಡಿಎ 2645 ರಲ್ಲಿ ಲೋಡ್ ಮಾಡಿಸಿ ಕೊಪ್ಪಳದ ಕಡೆಗೆ ತರುವಾಗ, ಇದರಲ್ಲಿ ಆಪಾದಿತ ಅಧಿಕಾರಿಗಳು ಲಾರಿಯನ್ನು ಧೂಳಖೇಡ ಚೆಕ್‌ಪೋಸ್ಟ್‌ನಲ್ಲಿ ನಿಲ್ಲಿಸಿ, ಲಾರಿಯಲ್ಲಿನ ಮಶಿನರಿ ಚೆಕ್ ಮಾಡಿ, ಲಾರಿ ಬಿಡಲು ಫಿರ್ಯಾದಿಗೆ 5.00 ಲಕ್ಷ ರೂ.ಗಳ ಲಂಚ ಕೇಳಿ ಪಡೆದುಕೊಂಡ ಅಪರಾಧವಾಗಿರುತ್ತದೆ.

ತನಿಖಾಧಿಕಾರಿಯವರಾದ ಪೊಲೀಸ್ ಉಪಾಧೀಕ್ಷಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬಾಗಲಕೋಟೆ, ಇವರು ಈ ಪ್ರಕರಣದ ತನಿಖೆಯನ್ನು ಪೂರ್ಣಗೊಳಿಸಿ ಸಲ್ಲಿಸಿರುವ ಅಂತಿಮ ತನಿಖಾ ವರದಿಯ ಪರಿಶೀಲನೆಯಿಂದ ಆಪಾದಿತ ಅಧಿಕಾರಿಯಾದ ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಇವರ

ವಿರುದ್ಧ ಭ್ರಷ್ಟಾಚಾರ ನಿರ್ಮೂಲನಾ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 7, 13(1)(ಡಿ) ಸಹವಾಚನ 13(2) ರಡಿಯಲ್ಲಿ ಮಾಡಿರುವ ಆಪಾದನೆಗಳು ಮೇಲ್ನೋಟಕ್ಕೆ ಸಾಬೀತಾಗಿರುತ್ತದೆ. ಆದ್ದರಿಂದ ಸದರಿ ಆಪಾದಿತ ಅಧಿಕಾರಿಯವರು ಸಕ್ಷಮ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಅಭಿಯೋಜನೆಗೆ ಒಳಪಡಲು ಅರ್ಹರಾಗಿರುತ್ತಾರೆ. ಆದುದರಿಂದ ಸರ್ಕಾರದ ಪೂರ್ವಾನುಮತಿ ಅಗತ್ಯವಾಗಿರುತ್ತದೆ ಎಂದು ಅಪರ ಪೊಲೀಸ್ ಮಹಾನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರುರವರು ಕೋರಿರುತ್ತಾರೆ.

ಆದುದರಿಂದ ಆಪಾದಿತ ಅಧಿಕಾರಿಯನ್ನು ಭ್ರಷ್ಟಾಚಾರ ನಿರ್ಮೂಲನಾ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 7, 13(1)(ಡಿ) ಸಹವಾಚನ 13(2) ರಡಿಯಲ್ಲಿ ಎಸಗಿರುವ ಅಪರಾಧಕ್ಕಾಗಿ ಅಭಿಯೋಜನೆಗೆ ಒಳಪಡಿಸಲು ಭ್ರಷ್ಟಾಚಾರ ನಿರ್ಮೂಲನಾ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 19(1)(ಬಿ) ರನ್ವಯ ಮಂಜೂರಾತಿಯನ್ನು ನೀಡುವಂತೆ ಕೋರಿರುತ್ತಾರೆ. ಈ ಪತ್ರದೊಂದಿಗೆ ತನಿಖಾ ವರದಿಯ ನೆರಳಚ್ಚು ಪ್ರತಿ ಪ್ರಥಮ ವರ್ತಮಾನ ವರದಿಯ ಪ್ರತಿ ಟ್ರ್ಯಾಪ್ ಪೂರ್ವದ ಮಹಜರ್, ಟ್ರ್ಯಾಪ್‌ನ ನಡವಳಿಗಳು, ರಾಸಾಯನಿಕ ತಜ್ಞರ ವರದಿ, ವಶಪಡಿಸಿಕೊಂಡ ದಾಖಲೆಗಳ ಪ್ರತಿ, ಕೃತ್ಯನಡೆದ ಸ್ಥಳದ ನಕ್ಷೆ, ದಾಖಲೆಗಳ ಪ್ರತಿಗಳು ಮತ್ತು ಸಾಕ್ಷಿಗಳ ಹೇಳಿಕೆಗಳನ್ನು ಕಳುಹಿಸಿರುತ್ತಾರೆ.

ತನಿಖಾ ದಾಖಲೆಗಳಾದ ಫಿರ್ಯಾದು, ಪ್ರಥಮ ವರ್ತಮಾನ ವರದಿ, ಪ್ರಾಯೋಗಿಕ ಪಂಚನಾಮೆ, ಜಪ್ತಿ ಪಂಚನಾಮೆ, ಸ್ವತ್ತುಗಳ ಪಟ್ಟಿ ರಾಸಾಯನಿಕ ಪರೀಕ್ಷಕರ ವರದಿ, ಕೃತ್ಯ ನಡೆದ ಸ್ಥಳದ ನಕ್ಷೆ, ಆರೋಪಿತರ ಸೇವಾ ವಿವರಗಳು, ಸಾಕ್ಷಿದಾರರ ಹೇಳಿಕೆಗಳು, ಲಂಚದ ಬೇಡಿಕೆಗೆ ಸಂಬಂಧಪಟ್ಟ ಕಡತಗಳನ್ನು ಪರಿಶೀಲಿಸಲಾಗಿದೆ. ಇದರಿಂದಾಗಿ ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿ, ಇವರ ಮೇಲಿನ ಆರೋಪವು ಮೇಲ್ನೋಟಕ್ಕೆ ಸಾಬೀತಾಗಿರುವುದು ಕಂಡುಬರುತ್ತದೆ.

ಸಕ್ಷಮ ಪ್ರಾಧಿಕಾರವಾದ ಸರ್ಕಾರವು ಆಪಾದಿತ ಅಧಿಕಾರಿಯನ್ನು ಕೆಲಸದಿಂದ ತೆಗೆದುಹಾಕುವ ಅಧಿಕಾರವನ್ನು ಹೊಂದಿರುತ್ತದೆ. ಆದ್ದರಿಂದ ಲಂಚ ನಿರೋಧ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 19(1)(ಬಿ) ರಡಿಯಲ್ಲಿ ಆಪಾದಿತ ಅಧಿಕಾರಿಯಾದ ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿಯನ್ನು ಲಂಚ ನಿರೋಧ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 7 ಮತ್ತು 13(1) (ಡಿ) ಜೊತೆಗೆ 13(2) ರಡಿಯಲ್ಲಿ ಅಭಿಯೋಜನೆಗೆ ಒಳಪಡಿಸಲು ಮಂಜೂರಾತಿ ನೀಡುವ ಅಧಿಕಾರವನ್ನು ಸರ್ಕಾರವು ಹೊಂದಿರುತ್ತದೆ. ಅದರಂತೆ ಮೇಲೆ ಓದಲಾಗಿರುವ ಕ್ರಮ ಸಂಖ್ಯೆ : (4)ರ ಸರ್ಕಾರಿ ಆದೇಶದಲ್ಲಿ ಅಭಿಯೋಜನಾ ಮಂಜೂರಾತಿ ನೀಡಲಾಗಿದೆ.

ಮೇಲೆ ಓದಲಾಗಿರುವ ಕ್ರಮ ಸಂಖ್ಯೆ : (5)ರ ಅಪರ ಪೊಲೀಸ್ ಮಹಾನಿರ್ದೇಶಕರ ಪತ್ರ ದಿನಾಂಕ : 14–9–2010 ರಲ್ಲಿ ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ : ಆಇ 34 ವಾತೆತ 2010 ದಿನಾಂಕ : 25–8–2010 ರಲ್ಲಿ ಕೆಲವೊಂದು ನ್ಯೂನತೆಗಳು ಕಂಡುಬಂದಿದ್ದು, ಅದನ್ನು ಸರಿಪಡಿಸಿ ಪರಿಷ್ಕೃತ ಅಭಿಯೋಜನಾ ಮಂಜೂರಾತಿ ಆದೇಶವನ್ನು ನೀಡುವಂತೆ ಕೋರಿರುತ್ತಾರೆ.

ಅಪರ ಪೊಲೀಸ್ ಮಹಾನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ, ಬೆಂಗಳೂರು, ಇವರ ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕೂಲಂಕಷವಾಗಿ ಪರಿಶೀಲಿಸಿ ಈ ಕೆಳಕಂಡ ಆದೇಶ ಹೊರಡಿಸಿದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ : ಆಇ 34 ವಾತೆತ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ : 4–10–2010

ಪ್ರಸ್ತಾವನೆಯಲ್ಲಿ ವಿವರಿಸಿರುವ ಕಾರಣಗಳ ಮೇರೆಗೆ ಲಂಚ ನಿರೋಧಕ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 19(1)(ಬಿ) ರಡಿಯಲ್ಲಿ ಪ್ರದತ್ತವಾದ ಅಧಿಕಾರವನ್ನು ಚಲಾಯಿಸಿ, ಶ್ರೀ ಎಂ.ಆರ್. ಚಂದ್ರಶೇಖರಾರಾಧ್ಯ, ಪೀಠಾಧಿಕಾರಿ, ಆರ್ಥಿಕ ಇಲಾಖೆ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ–2 ಶಾಖೆ ಆದ ನಾನು ಆಪಾದಿತ ಅಧಿಕಾರಿಯಾದ ಶ್ರೀ ಬಿ.ಎಂ. ಪದ್ಮನಾಭ, ವಾಣಿಜ್ಯ ತೆರಿಗೆ ಅಧಿಕಾರಿ, ಇವರನ್ನು ಲಂಚ ನಿರೋಧಕ ಕಾಯ್ದೆ 1988ರ ಕಲಂ 7, 13(1) (ಡಿ) ಜೊತೆಯಲ್ಲಿ ಓದಲಾದ ಕಲಂ 13(2) ರಡಿಯಲ್ಲಿ ಎಸಗಿರುವ ಅಪರಾಧಕ್ಕಾಗಿ ಅಭಿಯೋಜಿಸಲು ಲೋಕಾಯುಕ್ತ ಪೊಲೀಸರಿಗೆ ಈ ಮೂಲಕ ಅನುಮತಿ ನೀಡಿದೆ.

ಕರ್ನಾಟಕ ಸರ್ಕಾರದ (ವ್ಯವಹಾರ ನಿರ್ವಹಣೆ) ನಿಯಮಗಳು, 1977ರ ನಿಯಮ 18ರ ಪ್ರಕಾರ, ಈ ಆದೇಶವನ್ನು ನನ್ನ ಕಛೇರಿಯ ಮೊಹರು ಮತ್ತು ಸಹಿಯ ಅಡಿಯಲ್ಲಿ ದಿನಾಂಕ : 4–10–2010 ರಂದು ಹೊರಡಿಸಿದೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
ಎಂ.ಆರ್. ಚಂದ್ರಶೇಖರಾರಾಧ್ಯ
ಪೀಠಾಧಿಕಾರಿ,
ಆರ್ಥಿಕ ಇಲಾಖೆ (ವಾಣಿಜ್ಯ ತೆರಿಗೆ–2)

ಪಿ. ಆರ್. 2780

ಸಿಬ್ಬಂದಿ ಮತ್ತು ಆಡಳಿತ ಸುಧಾರಣಾ ಸಚಿವಾಲಯ

ವಿಷಯ : ಶ್ರೀ ಎಸ್.ಪಿ. ಕುಲಕರ್ಣಿ, ಕೆಎಎಸ್ (ಹಿ.ಶ್ರೇ) ಅಧಿಕಾರಿ ಇವರ ವಿರುದ್ಧ ಇಲಾಖಾ ವಿಚಾರಣೆ ಆರೋಪಮುಕ್ತರನ್ನಾಗಿಸಿ ಅಂತಿಮ ಆದೇಶ ಹೊರಡಿಸುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ : (1) ನೋಟೀಸ್ ಸಂಖ್ಯೆ: ಸಿಆಸುಇ 319 ಕೆಇವಿ 07, ದಿ: 20.02.09.

(2) ಶ್ರೀ ಬಿ. ಸಿದ್ದಯ್ಯ, ಕೆಎಎಸ್ (ಹಿ.ಶ್ರೇ) ಅಧಿಕಾರಿ ರವರು ನೋಟೀಸಿಗೆ ನೀಡಿರುವ ಉತ್ತರ ದಿ. 19.03.09, 31.03.09, 20.04.09, 30.06.09 ಮತ್ತು 13.07.09.

ಪ್ರಸ್ತಾವನೆ :

ಶ್ರೀ ಎನ್.ಪಿ. ಕುಲಕರ್ಣಿ, ಕೆಎಎಸ್ (ಹಿ.ಶ್ರೇ) ಅಧಿಕಾರಿ ರವರು ಈ ಹಿಂದೆ ಚಿಕ್ಕಬಳ್ಳಾಪುರ ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಯಾಗಿ ಕಾರ್ಯ ನಿರ್ವಹಿಸುತ್ತಿದ್ದಾಗ ಕೋಲಾರ ಜಿಲ್ಲೆ ಚಿಕ್ಕಬಳ್ಳಾಪುರ ತಾಲ್ಲೂಕು ಸುದ್ದಹಳ್ಳಿ ಗ್ರಾಮದ ಸರ್ವೆ ನಂ. 68 ರಲ್ಲಿ 9–16 ಎಕರೆ ಜಮೀನಿನ ಗಣಿಗಾರಿಕೆ ರದ್ದುಪಡಿಸುವ ವಿಚಾರದಲ್ಲಿ ಶ್ರೀ ಸಿ.ಎಸ್ ಚಂದ್ರಕಾಂತ್ ಎನ್ನುವವರು ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ್ದ ಅಧಿಸೂಚನೆ ದಿನಾಂಕ: 27.06.1991ರ ಆದೇಶಕ್ಕೆ ಅಪೀಲು ಸಲ್ಲಿಸಿದ್ದಾಗ, ಅಧಿಕಾರವಿಲ್ಲದಿದ್ದರೂ ದಿನಾಂಕ: 12/08/2007 ರಂದು ತಡೆಯಾಜ್ಞೆಯನ್ನು ನೀಡಿ ಮಧ್ಯಂತರ ಆದೇಶ ಹೊರಡಿಸುವ ಮೂಲಕ ಕರ್ತವ್ಯಲೋಪ ಎಸಗಿರುವ ಕುರಿತು ಮೇಲೆ ಕ್ರಮ ಸಂಖ್ಯೆ (1) ರಲ್ಲಿ ಓದಲಾದ ನೋಟೀಸಿನೊಂದಿಗೆ ದೋಷಾರೋಪಣೆಗಳನ್ನು ಜಾರಿ ಮಾಡುವುದರ ಮೂಲಕ ಇವರ ವಿರುದ್ಧ ಇಲಾಖಾ ವಿಚಾರಣೆ ಪ್ರಾರಂಭಿಸಲಾಯಿತು. ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ: (2)ರ ಪತ್ರಗಳಲ್ಲಿ ಆಪಾದಿತ ಅಧಿಕಾರಿಗಳು ನೋಟೀಸಿಗೆ ಉತ್ತರ ಸಲ್ಲಿಸಿ ಈ ಕೆಳಕಂಡ ಕಾರಣಗಳಿಂದಾಗಿ ತಮ್ಮನ್ನು ಆರೋಪಗಳಿಂದ ಕೈಬಿಡುವಂತೆ ಕೋರಿದ್ದಾರೆ.

1. ಮೀಸಲು ಅರಣ್ಯವೆಂದು ಹೊರಡಿಸಲಾಗಿರುವ ದಿನಾಂಕ: 27.06.91ರ ಅಧಿಸೂಚನೆ ಸಂಖ್ಯೆ: AFFF 194 FAF 91 ಅಧಿಕೃತವಾಗಿ ಹೊರಡಿಸಿಯೇ ಇರುವುದಿಲ್ಲ. ಇದರ ಕರಡು ಪ್ರತಿ ಮಾತ್ರ ಲಭ್ಯವಿದ್ದು, ಇದು ರಾಜ್ಯಪತ್ರದಲ್ಲಿ ಪ್ರಕಟಣೆಗೊಂಡಿರುವುದಿಲ್ಲ.
2. ಸದರಿ ಜಮೀನು 50 ವರ್ಷಗಳಿಂದ ಇಲ್ಲಿಯವರೆಗೂ ಹುಲ್ಲುಬನ್ನಿ (ಗೋಮಾಳ) ಎಂದು RTC ದಾಖಲೆಗಳಲ್ಲಿ ನಮೂದಾಗಿರುತ್ತದೆ.
3. ಇದು ಗೋಮಾಳವಾಗಿರುವ ಕಾರಣದಿಂದಾಗಿಯೇ ಸರ್ಕಾರವು ಇದನ್ನು ಲ್ಯಾಂಡ್ ಬ್ಯಾಂಕಿನಿಂದ (ಅರಣ್ಯ ಇಲಾಖೆಯಿಂದ) ಹಿಂದಕ್ಕೆ ಪಡೆದು 200.00 ಎಕರೆ ಜಮೀನನ್ನು Visveswaraya Technological University ಬೆಳಗಾಂ ಇವರಿಗೆ ಮಂಜೂರು ಮಾಡಿರುತ್ತದೆ.
4. ದಿನಾಂಕ: 20.07.94ರ ಕಂದಾಯ ಇಲಾಖೆಯ ಆದೇಶದಂತೆ, ಲ್ಯಾಂಡ್ ಬ್ಯಾಂಕಿಗಾಗಿ ವರ್ಗಾವಣೆಗೊಂಡ ಜಮೀನುಗಳನ್ನು ಮೀಸಲು ಅರಣ್ಯವೆಂದು ಅಧಿಸೂಚನೆ ಹೊರಡಿಸಲು ನಿರ್ಬಂಧವಿರುತ್ತದೆ.

5. ಸದರಿ ಶ್ರೀ ಚಂದ್ರಕಾಂತ್‌ರವರಿಗೆ ಗಣಿ ಗುತ್ತಿಗೆ ಮಂಜೂರಾಗುವ ಮೊದಲು, ಇವರು ಕೋರಿರುವ ಪ್ರದೇಶವು ಅರಣ್ಯ ವ್ಯಾಪ್ತಿಗೆ ಒಳಪಡುವುದಿಲ್ಲವೆಂದು, ಕಲ್ಲುಬಂಡೆಗಳಿಂದ ಕೂಡಿದ ಗೋಮಾಳ ಪ್ರದೇಶವೆಂದು ಸಂಬಂಧಿಸಿದ ಅರಣ್ಯ ಇಲಾಖೆಯ ಅಧಿಕಾರಿಯ ವರದಿಯ ಆಧಾರದ ಮೇಲೆ ಗಣಿ ಗುತ್ತಿಗೆ ಮಂಜೂರಾಗಿರುತ್ತದೆ.
6. ಕರ್ನಾಟಕ ಭೂ ಕಂದಾಯ ಕಾಯ್ದೆಯಡಿ ಮೇಲ್ಮನವಿಯನ್ನು ವಿಚಾರಣೆಗೆ ಒಳಪಡಿಸಲು ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಗಳಿಗೆ ಅಧಿಕಾರವಿರುತ್ತದೆ.
7. ಅರಣ್ಯ ಇಲಾಖೆಯ ದೌರ್ಜನ್ಯದ ವಿರುದ್ಧ ಸುಮಾರು 200 ಜನರು ಉಪ ವಿಭಾಗಾಧಿಕಾರಿಗಳ ಕಛೇರಿಯ ಮುಂದೆ ಧರಣಿ ನಡೆಸಿದ್ದು, ಕಾನೂನು ಭಂಗ ಆಗುವ ಸಾಧ್ಯತೆ ಇದ್ದುದರಿಂದ ಸದ್ಯಕ್ಕೆ ಪರಿಸ್ಥಿತಿಯನ್ನು ನಿಭಾಯಿಸಲು ಅನ್ಯ ಮಾರ್ಗವಿಲ್ಲದೆ ಬಹಿರಂಗ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ತಡೆಯಾಜ್ಞೆ, ನೀಡಿ ಪರಿಸ್ಥಿತಿಯನ್ನು ಶಾಂತಗೊಳಿಸಬೇಕಾಯಿತು. ಶ್ರೀ ಚಂದ್ರಕಾಂತ್ ರವರು ತಮ್ಮ ಹಕ್ಕು ದಾಖಲಾತಿಗಳನ್ನು ಸ್ಥಾಪಿಸಲು ಸಲ್ಲಿಸಲಾದ ದಾಖಲಾತಿಗಳನ್ನು ಪರಿಶೀಲಿಸಿದ ನಂತರವೇ ತಡೆಯಾಜ್ಞೆಯನ್ನು ನೀಡಲಾಗಿದ್ದು, ನಂತರ ಅರಣ್ಯ ಇಲಾಖೆಯ ಲಿಖಿತ ಉತ್ತರವನ್ನು ಪರಿಶೀಲಿಸಿ ತಡೆಯಾಜ್ಞೆಯನ್ನು ತೆರವುಗೊಳಿಸಲಾಯಿತು.
8. ನನ್ನ ತಡೆಯಾಜ್ಞೆಯ ಆದೇಶದಲ್ಲಿ ಯಾವುದೇ ದುರ್ನಡತೆ ಇರುವುದಿಲ್ಲ. ಶ್ರೀ ಚಂದ್ರಕಾಂತ್‌ರವರಿಗೆ ಗಣಿ ಗುತ್ತಿಗೆ ಪರವಾನಗಿ ದೊರಕಿದ್ದರೂ ಸಹ ಸದರಿ ಜಮೀನಿನಲ್ಲಿ ಯಾವುದೇ ಗಣಿಗಾರಿಕೆ ಈವರೆಗೂ ನಡೆದಿರುವುದಿಲ್ಲ. ಸರ್ಕಾರಕ್ಕೆ ಯಾವುದೇ ನಷ್ಟ ಆಗಿರುವುದಿಲ್ಲ.

ಶ್ರೀ ಎಸ್.ಪಿ. ಕುಲಕರ್ಣಿ, ಕೆಎಎಸ್ (ಹಿ.ಶ್ರೇ) ಅಧಿಕಾರಿಯವರು ಸಲ್ಲಿಸಿರುವ ವಿವರಣೆಯನ್ನು ಪರಿಶೀಲಿಸಿದಾಗ ಸರ್ವೆ ನಂ. 68 ಮೀಸಲು ಅರಣ್ಯ ಕ್ಷೇತ್ರಕ್ಕೆ ಸೇರಿದ ಜಮೀನು ಆಗಿರುವುದಿಲ್ಲ. ಈ ಸಂಬಂಧ ಸರ್ಕಾರವು ಅಧಿಸೂಚನೆಯನ್ನು ಅನುಮೋದಿಸಿದ್ದರು ಇದು ಸರ್ಕಾರದ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಪ್ರಕಟಣೆಯಾಗಿರುವುದಿಲ್ಲ.ಇದಲ್ಲದೆ ಸದರಿಯವರ ಉತ್ತರದಲ್ಲಿ ಸರ್ವೆ ನಂ. 60ರ ಪೈಕಿ 200 ಎಕರೆಯಷ್ಟು ಜಮೀನನ್ನು ಸರ್ಕಾರವು Visveswaraya Technological University ಬೆಳಗಾಂ ಇವರಿಗೆ ಮಂಜೂರು ಮಾಡಿದ್ದು, ಇದರ ಸಂಬಂಧ ಆರ.ಟಿ.ಸಿ. ನಕಲು, ಆಕಾರ್‌ಬಂದ್‌ನ ನಕಲನ್ನು ಕೂಡ ಹಾಜರ್‌ಪಡಿಸಿರುತ್ತಾರೆ. ಇದರ ಪ್ರಕಾರ ಸರ್ವೆ ನಂ. 68 ರಿಂದ 200 ಎಕರೆ ಜಮೀನನ್ನು ಬೇರ್ಪಡಿಸಿ ಅದಕ್ಕೆ ಹೊಸ ನಂಬರ್ 95 ಎಂದು ಕೊಟ್ಟಿದ್ದು, ಇದನ್ನು Visveswaraya Technological University ಬೆಳಗಾಂ ಇವರಿಗೆ ಹಂಚಿಕೆ ಮಾಡಿ ಉಳಿದ ಭಾಗವನ್ನು ಹುಲ್ಲುಗಾವಲು ಎಂದು ಮುಂದುವರೆಸಲಾಗಿದೆ. ಕಂದಾಯ ಇಲಾಖೆಯು ಹೊರಡಿಸಿರುವ ಆದೇಶದಲ್ಲಿ ಕಂದಾಯ ಇಲಾಖೆಯಿಂದ ಅರಣ್ಯ ಇಲಾಖೆಗೆ ಒತ್ತುವರಿಯಿಂದ ಮುಕ್ತವಾದ "ಸಿ" ಮತ್ತು "ಡಿ" ವರ್ಗದ ಜಮೀನುಗಳಾಗಿ ಮುಂದುವರೆಸಬೇಕಾಗಿದ್ದು, ಇವುಗಳನ್ನು ಅರಣ್ಯ ಕಾಯ್ದೆಯಡಿ ಕಾಯ್ದಿರಿಸಿದ ಅರಣ್ಯ ಎಂಬುದಾಗಿ ಯಾವುದೇ ಅಧಿಸೂಚನೆಯನ್ನು ಹೊರಡಿಸಬಾರದು ಎಂಬ ಷರತ್ತು ಇರುತ್ತದೆ. ಈ ಅಧಿಸೂಚನೆಯಲ್ಲಿ ಚಿಕ್ಕಬಳ್ಳಾಪುರ ತಾಲ್ಲೂಕಿನ ಸುದ್ದಹಳ್ಳಿ ಗ್ರಾಮದ ಸರ್ವೆ ನಂ. 68 ಕೂಡ ಸೇರಿರುತ್ತದೆ.

ಮೇಲ್ಕಂಡಂತೆ 1991ರ ಅಧಿಸೂಚನೆಯು ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಪ್ರಕಟವಾಗದ ಕಾರಣ ಹಾಗೂ ಪ್ರಶ್ನಿತ ಜಮೀನು "ಸಿ" ಮತ್ತು "ಡಿ" ಜಮೀನಾಗಿ ಮುಂದುವರೆದಿರುವುದರಿಂದ ಹಾಗೂ ಶ್ರೀ ಎಸ್.ಪಿ. ಕುಲಕರ್ಣಿ ಇವರು ಅರಣ್ಯ ಇಲಾಖೆಯ ಪ್ರಸ್ತಾವನೆಯನ್ನು ಪರಿಗಣಿಸಿ ತಾವು ಹೊರಡಿಸಿದ ಮಧ್ಯಂತರ ಆದೇಶವನ್ನು ಹಿಂದಕ್ಕೆ ಪಡೆದಿರುವುದರಿಂದ ಇವರ ಈ ಕೃತ್ಯದಿಂದಾಗಿ ಸರ್ಕಾರಕ್ಕೆ ಯಾವುದೇ ಆರ್ಥಿಕ ನಷ್ಟ ಆಗಿಲ್ಲದ ಕಾರಣ ಇವರ ಸಮಜಾಯಿಷಿಯನ್ನು ಒಪ್ಪಿ ಇವರನ್ನು ಆರೋಪಗಳಿಂದ ಮುಕ್ತರನ್ನಾಗಿಸಲು ಸರ್ಕಾರವು ತೀರ್ಮಾನಿಸಿದೆ. ಆದುದರಿಂದ ಈ ಆದೇಶ.

ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ: ಸಿಆಸುಇ 319 ಕೆಇವಿ 2007, ಬೆಂಗಳೂರು, ದಿನಾಂಕ 25–10–2010

ಪ್ರಸ್ತಾವನೆಯಲ್ಲಿ ವಿವರಿಸಲ್ಪಟ್ಟ ಕಾರಣಗಳಿಂದಾಗಿ ಸರ್ಕಾರವು ಶ್ರೀ ಎಸ್.ಪಿ. ಕುಲಕರ್ಣಿ, ಕೆಎಎಸ್ (ಹಿ.ಶ್ರೇ) ಅಧಿಕಾರಿರವರನ್ನು ದಿ: 20.02.2009ರ ನೋಟೀಸಿನಲ್ಲಿ ಮಾಡಲಾದ ಆರೋಪಗಳಿಂದ ಆರೋಪಮುಕ್ತರನ್ನಾಗಿಸುತ್ತದೆ.

ಈ ಇಲಾಖಾ ವಿಚಾರಣೆ ನಡೆಯದಿದ್ದಲ್ಲಿ ಅವರು ಯಾವ ಸೌಲಭ್ಯಗಳನ್ನು ಪಡೆಯಲು ಅರ್ಹರಿರುತ್ತಿದ್ದರೋ ಅವುಗಳನ್ನು ಪಡೆಯಲು ಅರ್ಹರಿರುತ್ತಾರೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,

ಪಿ.ಆರ್. 2764

ಎಂ. ವಾಸುದೇವಮೂರ್ತಿ
ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ
ಸಿಆಸುಇ (ಸೇವೆಗಳು–2)

ಇಂಧನ ಸಚಿವಾಲಯ

ವಿಷಯ : ಮೆ॥ ಮನಾಲಿ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರ 10.00 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಯೋಜನೆಯನ್ನು 15 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯಕ್ಕೆ ಹೆಚ್ಚಿಸುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ:
1) ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ: ಇಎನ್ 382 ಎನ್‌ಸಿಇ 2008 ದಿನಾಂಕ: 26.06.2009.
2) ಸರ್ಕಾರಿ ಆದೇಶ ಸಂಖ್ಯೆ: ಇಎನ್ 105 ಎನ್‌ಸಿಇ 2010 ದಿನಾಂಕ: 23.03.2010
3) ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತದ ಪತ್ರದ ಸಂಖ್ಯೆ : ಕೆಆರ್‌ಇಡಿ/04/ಎಂಎಸ್‌ಎಲ್/10/2508 ದಿನಾಂಕ 19.08.2010 / 02.09.2010.

ಪ್ರಸ್ತಾವನೆ:

ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ (1)ರ ಆದೇಶದಲ್ಲಿ ಮೆ॥ ಮನಾಲಿ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ ಬಿಜಾಪುರ ಜಿಲ್ಲೆಯ ಸಿಂಧಗಿ ತಾಲ್ಲೂಕಿನ ಮಲಘಾನ ಗ್ರಾಮದಲ್ಲಿ 6.00 MW (Gross) ಮತ್ತು 3.5 MW (exportable) ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಯೋಜನೆಯನ್ನು ಸ್ಥಾಪಿಸಲು ಕೆಲವೊಂದು ಷರತ್ತಿಗೊಳಪಟ್ಟು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡಲಾಗಿತ್ತು.

ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ (2)ರ ಆದೇಶದಲ್ಲಿ ಮೆ॥ ಮನಾಲಿ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರ 6.00 MW ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಉತ್ಪಾದನಾ ಘಟಕವನ್ನು 10.00 ಮೆಗಾ ವ್ಯಾಟ್‌ಗೆ ಹೆಚ್ಚಿಸಿ ವಿದ್ಯುತ್ ಉತ್ಪಾದನೆ ಮಾಡಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡಲಾಗಿತ್ತು.

ಮೆ॥ ಮನಾಲಿ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರು ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತ ಇವರಿಗೆ ದಿನಾಂಕ: 16.08.2010ರಂದು ಮನವಿಯನ್ನು ನೀಡಿ ಸಹ ವಿದ್ಯುತ್ ಉತ್ಪಾದನಾ ಸಾಮರ್ಥ್ಯವನ್ನು 10.00 ಮೆಗಾ ವ್ಯಾಟ್‌ನಿಂದ 15.00 ಮೆಗಾ ವ್ಯಾಟ್‌ಗೆ ಹೆಚ್ಚಿಸಲು ನಿರಾಕ್ಷೇಪಣ ಪತ್ರವನ್ನು ನೀಡಬೇಕೆಂದು ಕೋರಿರುತ್ತಾರೆ. ಅಭಿವೃದ್ಧಿದಾರರು ಈ ಮೊದಲು ನೀಡಿದ 10 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯಕ್ಕನುಗುಣವಾಗಿ ಟಿ.ಜಿ. ಸೆಟ್‌ನ್ನು ಅಳವಡಿಸಿದ್ದರು. ಇದು ಆರ್ಥಿಕವಾಗಿ unviable ಆಗಿದ್ದು, ಆರ್ಥಿಕ ಸಂಸ್ಥೆ ಮತ್ತು ಐ.ಆರ್.ಇ.ಡಿ.ಎ.ಯಿಂದ ಆರ್ಥಿಕ ಸಹಾಯ ಪಡೆಯಲು ಕಷ್ಟವಾಗುತ್ತಿರುವುದರಿಂದ ಹಾಗೂ ಈ ಘಟಕದ ಸಾಮರ್ಥ್ಯವನ್ನು ಹೆಚ್ಚಿಸಿದಲ್ಲಿ ಲಾಭಾಂಶವು ಹೆಚ್ಚಾಗುವುದರಿಂದ ಸಾಮರ್ಥ್ಯದ ಹೆಚ್ಚಳಕ್ಕಾಗಿ ಅಭಿವೃದ್ಧಿದಾರರ ಕೋರಿಕೆಯ ಮೇರೆಗೆ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಕ್ರೆಡಲ್ ಇವರು ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ (3) ರ ಪತ್ರದಲ್ಲಿ ಶಿಫಾರಸ್ಸು ಮಾಡಿರುತ್ತಾರೆ.

ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕೂಲಂಕುಷವಾಗಿ ಪರಿಶೀಲಿಸಿ ಈ ಕೆಳಗಿನಂತೆ ಆದೇಶಿಸಲಾಗಿದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: ಇಎನ್ 402 ಎನ್‌ಸಿಇ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 28–10–2010.

ಮೆ॥ ಮನಾಲಿ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರ ಬಿಜಾಪುರ ಜಿಲ್ಲೆಯ ಸಿಂಧಗಿ ತಾಲ್ಲೂಕಿನ ಮಲಘಾನ ಗ್ರಾಮದಲ್ಲಿ ಇರುವ 10.00 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಉತ್ಪಾದನಾ ಘಟಕವನ್ನು 15.00 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯಕ್ಕೆ ಹೆಚ್ಚಿಸಿ ವಿದ್ಯುತ್ ಉತ್ಪಾದನೆ ಮಾಡಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡಲಾಗಿದೆ.

ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ (1)ರ ಆದೇಶದಲ್ಲಿನ ಇತರೆ ನಿಬಂಧನೆಗಳು ಯಥಾವತ್ತಾಗಿ ಮುಂದುವರೆಯುತ್ತವೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆಜ್ಞಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
ಸುರೇಶ್ ಬಿ. ಕೃಷ್ಣಪ್ಪನವರ್
ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ
ಇಂಧನ ಇಲಾಖೆ.

ಪಿ.ಆರ್ 2765

ಇಂಧನ ಸಚಿವಾಲಯ

ವಿಷಯ : ಮೆ॥ ಶ್ರೀ ರೇಣುಕಾ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ 30.00 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ: ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತ ಸಂಸ್ಥೆಯ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರ ಪತ್ರ ಸಂಖ್ಯೆ : ಕೆಆರ್‌ಇಡಿ/04/ಎಸ್‌ಆರ್‌ಎಸ್‌ಎಲ್–ರಾಯಭಾಗ/10/2391 ದಿನಾಂಕ 04/05.08.2010.

ಪ್ರಸ್ತಾವನೆ:

ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ ಪತ್ರದಲ್ಲಿ ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತದ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಮೆ॥ ಶ್ರೀ ರೇಣುಕಾ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ ಬೆಳಗಾಂ ಜಿಲ್ಲೆಯ ರಾಯಭಾಗ ತಾಲ್ಲೂಕಿನ ರಾಯಭಾಗದಲ್ಲಿ 30.00 MW (Gross) ಮತ್ತು 25.00 MW (exportable) ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡುವಂತೆ ಸರ್ಕಾರಕ್ಕೆ ಶಿಫಾರಸ್ಸು ಮಾಡಿ ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕಳುಹಿಸಿರುತ್ತಾರೆ.

ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕೂಲಂಕುಷವಾಗಿ ಪರಿಶೀಲಿಸಿ ಈ ಕೆಳಗಿನಂತೆ ಆದೇಶಿಸಲಾಗಿದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: ಇಎನ್ 366 ಎನ್‌ಸಿಇ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 28–10–2010.

ಮೆ॥ ಶ್ರೀ ರೇಣುಕಾ ಶುಗರ್ಸ್ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ ಬೆಳಗಾಂ ಜಿಲ್ಲೆಯ ರಾಯಭಾಗ ತಾಲ್ಲೂಕಿನ ರಾಯಭಾಗದಲ್ಲಿ 30.00 MW (Gross) ಮತ್ತು 25.00 MW (exportable) ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ಈ ಕೆಳಗಿನ ನಿಬಂಧನೆಗೊಳಪಟ್ಟು ಸರ್ಕಾರದ ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡಲಾಗಿದೆ:–

1. The Company shall obtain separate clearance from Karnataka Power Transmission Corporation Limited in respect of evacuation of power.
2. The company shall enter into wheeling and banking agreement with Karnataka Power Transmission Corporation Limited in case of selling power to third party and power purchase agreement in case of selling power in Karnataka Power Transmission Corporation Limited.
3. The company shall obtain necessary statutory clearance wherever required from the respective Departments/Organizations such as Forest Department. Revenue Department, & Karnataka State Pollution Control Board, etc. for both the Sugar Mill and the Power plant.
4. The Detailed Project Report (D.P.R.) for the power plant shall be got approved by Karnataka Renewable Energy Development Limited, before the commencement of the power plant.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆಜ್ಞಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
ಸುರೇಶ್ ಬಿ. ಕೃಷ್ಣಪ್ಪನವರ್
ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ
ಇಂಧನ ಇಲಾಖೆ.

ಪಿ.ಆರ್ 2766

ಇಂಧನ ಸಚಿವಾಲಯ

ವಿಷಯ : ಮೆ॥ ಜಿ.ಎಂ. ಶುಗರ್ ಅಂಡ್ ಎನರ್ಜಿ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ 18.00 ಮೆಗಾ ವ್ಯಾಟ್ ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ: ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತ ಸಂಸ್ಥೆಯ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರ ಪತ್ರ ಸಂಖ್ಯೆ : ಕೆಆರ್‌ಇಡಿ/04/ಜಿಎಂಸ್/ಇಪಿಎಲ್ /10/2391 ದಿನಾಂಕ 09/10.08.2010.

ಪ್ರಸ್ತಾವನೆ:

ಮೇಲೆ ಓದಲಾದ ಕ್ರಮ ಸಂಖ್ಯೆ ಪತ್ರದಲ್ಲಿ ಕರ್ನಾಟಕ ನವೀಕರಿಸಬಹುದಾದ ಇಂಧನ ಅಭಿವೃದ್ಧಿ ನಿಯಮಿತದ ವ್ಯವಸ್ಥಾಪಕ ನಿರ್ದೇಶಕರು, ಮೆ॥ ಜಿ.ಎಂ. ಶುಗರ್ ಅಂಡ್ ಎನರ್ಜಿ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ ಹಾವೇರಿ ಜಿಲ್ಲೆ ಮತ್ತು ತಾಲ್ಲೂಕು, ಸಂಗೂರ್ ಎಂಬಲ್ಲಿ 18.00 MW (Gross) ಮತ್ತು 14.00 MW (exportable) ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡುವಂತೆ ಸರ್ಕಾರಕ್ಕೆ ಶಿಫಾರಸ್ಸು ಮಾಡಿ ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕಳುಹಿಸಿರುತ್ತಾರೆ.

ಪ್ರಸ್ತಾವನೆಯನ್ನು ಕೂಲಂಕುಷವಾಗಿ ಪರಿಶೀಲಿಸಿ ಈ ಕೆಳಗಿನಂತೆ ಆದೇಶಿಸಲಾಗಿದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: ಇಎನ್ 367 ಎನ್‌ಸಿಇ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 28–10–2010.

ಮೆ॥ ಜಿ.ಎಂ. ಶುಗರ್ ಅಂಡ್ ಎನರ್ಜಿ ಲಿಮಿಟೆಡ್ ಇವರಿಗೆ ಹಾವೇರಿ ಜಿಲ್ಲೆ ಮತ್ತು ತಾಲ್ಲೂಕು, ಸಂಗೂರ್ ಎಂಬಲ್ಲಿ 18.00 MW (Gross) ಮತ್ತು 14.00 MW (exportable) ಸಾಮರ್ಥ್ಯದ ಸಹ ವಿದ್ಯುತ್ ಘಟಕವನ್ನು ಸ್ಥಾಪಿಸಲು ಈ ಕೆಳಗಿನ ನಿಬಂಧನೆಗೊಳಪಟ್ಟು ಸರ್ಕಾರದ ನಿರಾಕ್ಷೇಪಣೆಯನ್ನು ನೀಡಲಾಗಿದೆ:–

1. The Company shall obtain separate clearance from Karnataka Power Transmission Corporation Limited in respect of evacuation of power.
2. The company shall enter into wheeling and banking agreement with Karnataka Power Transmission Corporation Limited in case of selling power to third party and power purchase agreement in case of selling power in Karnataka Power Transmission Corporation Limited.
3. The company shall obtain necessary statutory clearance wherever required from the respective Departments/Organizations such as Forest Department. Revenue Department, & Karnataka State Pollution Control Board, etc. for both the Sugar Mill and the Power plant.
4. The Detailed Project Report (D.P.R.) for the power plant shall be got approved by Karnataka Renewable Energy Development Limited, before the commencement of the power plant.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆಜ್ಞಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ
ಸುರೇಶ್ ಬಿ. ಕೃಷ್ಣಪ್ಪನವರ್
ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ
ಇಂಧನ ಇಲಾಖೆ.

ಪಿ.ಆರ್ 2767

ಕಂದಾಯ ಸಚಿವಾಲಯ

ವಿಷಯ : ದಕ್ಷಿಣ ಕನ್ನಡ ಜಿಲ್ಲೆ, ಬಂಟ್ವಾಳ ತಾಲ್ಲೂಕು, ಸಜೀಪಮೂಡ ಗ್ರಾಮ ಪಣೋಳಿಬೈಲು ಶ್ರೀ ಕಲ್ಲುರ್ಟಿ ದೈವಸ್ಥಾನವನ್ನು ಅಧಿಸೂಚಿತ ಸಂಸ್ಥೆಗಳ ಪಟ್ಟಿಯಲ್ಲಿ ಪ್ರಕಟಿಸುವ ಬಗ್ಗೆ.

ಓದಲಾಗಿದೆ: ಆಯುಕ್ತರು, ಧಾರ್ಮಿಕ ದತ್ತಿ ಇಲಾಖೆರವರ ಪತ್ರ ಸಂಖ್ಯೆ: ಎಡಿಎಂ 5 ಸಿಆರ್ 34/2010–11 ದಿನಾಂಕ: 09–11–2010

ಪ್ರಸ್ತಾವನೆ :

ಮೇಲೆ ಓದಲಾದ ಆಯುಕ್ತರು, ಧಾರ್ಮಿಕ ದತ್ತಿ ಇಲಾಖೆರವರ ಪತ್ರ ದಿನಾಂಕ: 09–11–2010ರಲ್ಲಿ ದಕ್ಷಿಣ ಕನ್ನಡ ಜಿಲ್ಲೆ, ಬಂಟ್ವಾಳ ತಾಲ್ಲೂಕು, ಸಜೀಪಮೂಡ ಗ್ರಾಮದ ಪಣೋಳಿಬೈಲು, ಶ್ರೀ ಕಲ್ಲುರ್ಟಿ ದೈವಸ್ಥಾನವನ್ನು ಅಧಿಸೂಚಿತ ಸಂಸ್ಥೆಗಳ ಪಟ್ಟಿಯಲ್ಲಿ ಸೇರಿಸುವ ಕುರಿತು ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಇತ್ಯರ್ಥಕ್ಕೆ ಬಾಕಿ ಇದ್ದ ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ:10022/2005ನ್ನು ದಿನಾಂಕ: 03–02–2009ರಂದು ಇತ್ಯರ್ಥಪಡಿಸಿದ್ದು, ಅದರಲ್ಲಿ ಹಿಂದಿನ ರದ್ದಾದ ಮದ್ರಾಸ್ ಹೆಚ್.ಆರ್. ಮತ್ತು ಸಿ.ಇ. ಕಾಯ್ದೆ 1951ರ ಸೆಕ್ಷನ್ 61ರಲ್ಲಿ ಅವಕಾಶವಿರುವಂತೆ ಜಿಲ್ಲಾಧಿಕಾರಿಗಳ ಆದೇಶದ ವಿರುದ್ಧ ರಿಟ್ ಅರ್ಜಿಯನ್ನು ಸಲ್ಲಿಸಲು ರಿಟ್ ಅರ್ಜಿದಾರರಿಗೆ ಸೂಚಿಸಲಾಗಿತ್ತೆಂದೂ ಹಾಗೂ ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯದ ನಿರ್ದೇಶನದಂತೆ ರಿಟ್ ಅರ್ಜಿದಾರರು ಧಾರ್ಮಿಕ ದತ್ತಿ ಆಯುಕ್ತರಲ್ಲಿ ಸೆಕ್ಷನ್ 61 ರಂತೆ ಅಪೀಲು ಸಲ್ಲಿಸಿರುತ್ತಾರೆ. ಸದರಿ ಅಪೀಲನ್ನು ದಿನಾಂಕ 23–10–2010 ರಂದು ಆಯುಕ್ತರು, ಧಾರ್ಮಿಕ ದತ್ತಿ ಇಲಾಖೆರವರ ಆದೇಶ ಸಂಖ್ಯೆ ಎಡಿಎಂ 7 ಎಪಿ 31/2008–09ರಲ್ಲಿ ವಜಾಗೊಳಿಸಿ ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು, ದಕ್ಷಿಣ ಕನ್ನಡ ಜಿಲ್ಲೆರವರ ದಿನಾಂಕ 21–02–2005ರ ಆದೇಶವನ್ನು ಸ್ಥಿರೀಕರಿಸಲಾಗಿದೆ.

ಅದರಂತೆ ಪಣೋಳಿಬೈಲು, ಶ್ರೀ ಕಲ್ಲುರ್ಟಿ ದೈವಸ್ಥಾನವು ಹಿಂದಿನ ಮದ್ರಾಸ್ ಹಿಂದೂ ಧಾರ್ಮಿಕ ಮತ್ತು ದತ್ತಿಗಳ ಕಾಯ್ದೆ 1951ರನ್ವಯ ಸಾರ್ವಜನಿಕ ಸಂಸ್ಥೆಯೆಂದು ತೀರ್ಮಾನವಾಗಿರುತ್ತದೆ. ಸದರಿ ದೈವಸ್ಥಾನವನ್ನು ಕರ್ನಾಟಕ ಹಿಂದೂ ಧಾರ್ಮಿಕ ಸಂಸ್ಥೆಗಳು ಮತ್ತು ಧರ್ಮಾದಾಯ ದತ್ತಿಗಳ ಕಾಯ್ದೆ 1997ರ ಸೆಕ್ಷನ್ 23 ರನ್ವಯ ಅಧಿಸೂಚಿತ ಸಂಸ್ಥೆಗಳ ಪಟ್ಟಿಯಲ್ಲಿ ಪ್ರಕಟಿಸುವಂತೆ ಆಯುಕ್ತರು, ಧಾರ್ಮಿಕ ದತ್ತಿ ಇಲಾಖೆರವರು ಕೋರಿಕೆ ಸಲ್ಲಿಸಿರುತ್ತಾರೆ.

ಆಯುಕ್ತರು, ಧಾರ್ಮಿಕ ದತ್ತಿ ಇಲಾಖೆರವರ ಪ್ರಸ್ತಾವನೆಯನ್ನು ಸರ್ಕಾರವು ಕೂಲಂಕಷವಾಗಿ ಪರಿಶೀಲಿಸಿ, ಈ ಕೆಳಕಂಡಂತೆ ಆದೇಶಿಸಿದೆ.

ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: ಕಂಇ 106 ಮುಆಬಿ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 24ನೇ ಡಿಸೆಂಬರ್ 2010.

ಪ್ರಸ್ತಾವನೆಯಲ್ಲಿ ವಿವರಿಸಿರುವ ಅಂಶಗಳ ಹಿನ್ನಲೆಯಲ್ಲಿ ದಕ್ಷಿಣ ಕನ್ನಡ ಜಿಲ್ಲೆ, ಬಂಟ್ವಾಳ ತಾಲ್ಲೂಕು, ಸಜೀಪಮೂಡ ಗ್ರಾಮ, ಪಣೋಳಿಬೈಲು ಶ್ರೀ ಕಲ್ಲುರ್ಟಿ ದೈವಸ್ಥಾನವನ್ನು ಕರ್ನಾಟಕ ಹಿಂದೂ ಧಾರ್ಮಿಕ ಸಂಸ್ಥೆಗಳು ಮತ್ತು ಧರ್ಮಾದಾಯ ದತ್ತಿಗಳ ಅಧಿನಿಯಮ 1997ರ ಸೆಕ್ಷನ್ 23 ರನ್ವಯ ಅಧಿಸೂಚಿತ ಸಂಸ್ಥೆಗಳ ಪಟ್ಟಿಯಲ್ಲಿ ಸೇರಿಸಿ ಆದೇಶಿಸಿದೆ.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,
ಎಲ್.ಎಸ್. ಶ್ರೀಕಂಠಬಾಬು
ಪೀಠಾಧಿಕಾರಿ
ಕಂದಾಯ ಇಲಾಖೆ (ಮುಜರಾಯಿ)

ಪಿ.ಆರ್.157